



## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

**HB3418**

Introduced 2/18/2025, by Rep. Lilian Jiménez

#### SYNOPSIS AS INTRODUCED:

See Index

Amends the Illinois Dental Practice Act. Creates a license for dental therapists. Sets forth requirements for licensure, a written collaborative management agreement, the examination of applicants, and the scope of practice. Requires the Department of Financial and Professional Regulation to maintain a list of the names and addresses of all dentists, dental therapists, and dental hygienists and of all persons whose licenses have been suspended or revoked, together with other information relative to the enforcement of the Act. Makes conforming changes.

LRB104 08090 AAS 18136 b

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Dental Practice Act is amended by  
5 changing Sections 2, 4, 5, 8.5, 12.5, 13.05, 13.15, 15.5, 16,  
6 16.1, 17, 18.5, 19, 19.1, 20, 21, 23, 24, 25, 25.1, 26, 34, 36,  
7 37, 38.1, 51, 54.2, 54.3, and 55 and by adding Sections 7.7,  
8 14.5, and 14.6 as follows:

9 (225 ILCS 25/2) (from Ch. 111, par. 2302)

10 (Section scheduled to be repealed on January 1, 2026)

11 Sec. 2. Legislative declaration of public policy. The  
12 practice of dentistry in the State of Illinois is hereby  
13 declared to affect the public health, safety and welfare and  
14 to be subject to regulation and control in the public  
15 interest. It is further declared to be a matter of public  
16 interest and concern that the dental profession merit and  
17 receive the confidence of the public and that only qualified  
18 persons be permitted to practice dentistry in the State of  
19 Illinois. Despite the authority granted under this Act  
20 allowing dentists to delegate the performance of certain  
21 procedures to dental therapists, dental hygienists, and dental  
22 assistants, nothing contained in this Act shall be construed  
23 in any way to relieve the supervising dentist from ultimate

1 responsibility for the care of his or her patient. This Act  
2 shall be liberally construed to carry out these objects and  
3 purposes.

4 It is further declared to be the public policy of this  
5 State, pursuant to subsections (h) and (i) of Section 6 of  
6 Article VII of the Illinois Constitution of 1970, that any  
7 power or function set forth in this Act to be exercised by the  
8 State is an exclusive State power or function. Such power or  
9 function shall not be exercised concurrently, either directly  
10 or indirectly, by any unit of local government, including home  
11 rule units, except as otherwise provided in this Act.

12 (Source: P.A. 89-80, eff. 6-30-95; 89-116, eff. 7-7-95.)

13 (225 ILCS 25/4)

14 (Section scheduled to be repealed on January 1, 2026)

15 Sec. 4. Definitions. As used in this Act:

16 "Address of record" means the designated address recorded  
17 by the Department in the applicant's or licensee's application  
18 file or license file as maintained by the Department's  
19 licensure maintenance unit. It is the duty of the applicant or  
20 licensee to inform the Department of any change of address and  
21 those changes must be made either through the Department's  
22 website or by contacting the Department.

23 "Department" means the Department of Financial and  
24 Professional Regulation.

25 "Secretary" means the Secretary of Financial and

1 Professional Regulation.

2 "Board" means the Board of Dentistry.

3 "Dentist" means a person who has received a general  
4 license pursuant to subsection ~~paragraph~~ (a) of Section 11 of  
5 this Act and who may perform any intraoral and extraoral  
6 procedure required in the practice of dentistry and to whom is  
7 reserved the responsibilities specified in Section 17.

8 "Dental hygienist" means a person who holds a license  
9 under this Act to perform dental services as authorized by  
10 Section 18.

11 "Dental therapist" means a person licensed to practice  
12 dental therapy as described in Section 14.6.

13 "Dental therapy" means the provision of services described  
14 in Section 14.6 and any related services or procedures  
15 required in the performance of those services.

16 "Dental therapist supervision" means the supervision of a  
17 dental therapist by a licensed dentist who has a written  
18 collaborative management agreement with the dental therapist  
19 that allows the dental therapist to treat patients in any  
20 setting outlined by the written collaborative management  
21 agreement without a dentist first examining the patient or  
22 being present in the facility during treatment.

23 "Dental assistant" means an appropriately trained person  
24 who, under the supervision of a dentist, provides dental  
25 services as authorized by Section 17.

26 "Expanded function dental assistant" means a dental

1 assistant who has completed the training required by Section  
2 17.1 of this Act.

3 "Dental laboratory" means a person, firm, or corporation  
4 which:

5 (i) engages in making, providing, repairing, or  
6 altering dental prosthetic appliances and other artificial  
7 materials and devices which are returned to a dentist for  
8 insertion into the human oral cavity or which come in  
9 contact with its adjacent structures and tissues; and

10 (ii) utilizes or employs a dental technician to  
11 provide such services; and

12 (iii) performs such functions only for a dentist or  
13 dentists.

14 "Supervision" means supervision of a dental hygienist, ~~or~~  
15 a dental assistant, or a dental therapist requiring that a  
16 dentist authorize the procedure, remain in the dental facility  
17 while the procedure is performed, and approve the work  
18 performed by the dental hygienist, ~~or~~ dental assistant, or  
19 dental therapist before dismissal of the patient, but does not  
20 mean that the dentist must be present at all times in the  
21 treatment room.

22 "General supervision" means supervision of a dental  
23 hygienist or dental therapist requiring that the patient be a  
24 patient of record, that the dentist examine the patient in  
25 accordance with Section 18 prior to treatment by the dental  
26 hygienist or dental therapist, and that the dentist authorize

1 the procedures which are being carried out by a notation in the  
2 patient's record, but not requiring that a dentist be present  
3 when the authorized procedures are being performed. The  
4 issuance of a prescription to a dental laboratory by a dentist  
5 does not constitute general supervision.

6 "Probationary dental therapist supervision" means  
7 supervision of a dental therapist by the supervising  
8 collaborative dentist, during the dental therapist's  
9 probationary supervision period, as determined by the  
10 supervising collaborative dentist and outlined by the written  
11 collaborative management agreement, requiring (i) that the  
12 patient be a patient of record, (ii) that the dentist examines  
13 the patient in accordance with Section 18.5 prior to treatment  
14 by the dental therapist, and (iii) that the dentist authorize  
15 the procedures to be carried out by a notation in the patient's  
16 record. After the probationary dental therapist supervision  
17 period, the dental therapist may work under dental therapist  
18 supervision.

19 "Public member" means a person who is not a health  
20 professional. For purposes of board membership, any person  
21 with a significant financial interest in a health service or  
22 profession is not a public member.

23 "Dentistry" means the healing art which is concerned with  
24 the examination, diagnosis, treatment planning, and care of  
25 conditions within the human oral cavity and its adjacent  
26 tissues and structures, as further specified in Section 17.

1 "Branches of dentistry" means the various specialties of  
2 dentistry which, for purposes of this Act, shall be limited to  
3 the following: endodontics, oral and maxillofacial surgery,  
4 orthodontics and dentofacial orthopedics, pediatric dentistry,  
5 periodontics, prosthodontics, oral and maxillofacial  
6 radiology, and dental anesthesiology.

7 "Specialist" means a dentist who has received a specialty  
8 license pursuant to subsection (b) of Section 11 ~~11(b)~~.

9 "Dental technician" means a person who owns, operates, or  
10 is employed by a dental laboratory and engages in making,  
11 providing, repairing, or altering dental prosthetic appliances  
12 and other artificial materials and devices which are returned  
13 to a dentist for insertion into the human oral cavity or which  
14 come in contact with its adjacent structures and tissues.

15 "Informed consent" means legally valid consent that is  
16 given by a patient or legal guardian, that is recorded in  
17 writing or digitally, that authorizes intervention or  
18 treatment services from the treating dentist, and that  
19 documents agreement to participate in those services and  
20 knowledge of the risks, benefits, and alternatives, including  
21 the decision to withdraw from or decline treatment.

22 "Impaired dentist", "impaired dental therapist", or  
23 "impaired dental hygienist" means a dentist, dental therapist,  
24 or dental hygienist who is unable to practice with reasonable  
25 skill and safety because of a physical or mental disability as  
26 evidenced by a written determination or written consent based

1 on clinical evidence, including deterioration through the  
2 aging process, loss of motor skills, abuse of drugs or  
3 alcohol, or a psychiatric disorder, of sufficient degree to  
4 diminish the person's ability to deliver competent patient  
5 care.

6 "Nurse" means a registered professional nurse, a certified  
7 registered nurse anesthetist licensed as an advanced practice  
8 registered nurse, or a licensed practical nurse licensed under  
9 the Nurse Practice Act.

10 "Patient of record", except as provided in Section 17.2,  
11 means a patient for whom the patient's most recent dentist,  
12 dental therapist, or public health dental hygienist has  
13 obtained a relevant medical and dental history and on whom the  
14 dentist, dental therapist, or public health dental hygienist  
15 has performed a physical examination within the last year and  
16 evaluated the condition to be treated, including a review of  
17 the patient's most recent x-rays.

18 "Dental responder" means a dentist, dental therapist, or  
19 dental hygienist who is appropriately certified in disaster  
20 preparedness, immunizations, and dental humanitarian medical  
21 response consistent with the Society of Disaster Medicine and  
22 Public Health and training certified by the National Incident  
23 Management System or the National Disaster Life Support  
24 Foundation.

25 "Mobile dental van or portable dental unit" means any  
26 self-contained or portable dental unit in which dentistry is

1 practiced that can be moved, towed, or transported from one  
2 location to another in order to establish a location where  
3 dental services can be provided.

4 "Public health dental hygienist" means a hygienist who  
5 holds a valid license to practice in the State, has 2 years of  
6 full-time clinical experience or an equivalent of 4,000 hours  
7 of clinical experience, and has completed at least 42 clock  
8 hours of additional structured courses in dental education in  
9 advanced areas specific to public health dentistry.

10 "Public health setting" means a federally qualified health  
11 center; a federal, State, or local public health facility;  
12 Head Start; a special supplemental nutrition program for  
13 Women, Infants, and Children (WIC) facility; a certified  
14 school-based health center or school-based oral health  
15 program; a prison; or a long-term care facility.

16 "Public health supervision" means the supervision of a  
17 public health dental hygienist by a licensed dentist who has a  
18 written public health supervision agreement with that public  
19 health dental hygienist while working in an approved facility  
20 or program that allows the public health dental hygienist to  
21 treat patients, without a dentist first examining the patient  
22 and being present in the facility during treatment, (1) who  
23 are eligible for Medicaid or (2) who are uninsured or whose  
24 household income is not greater than 300% of the federal  
25 poverty level.

26 "Teledentistry" means the use of telehealth systems and

1 methodologies in dentistry and includes patient diagnosis,  
2 treatment planning, care, and education delivery for a patient  
3 of record using synchronous and asynchronous communications  
4 under an Illinois licensed dentist's authority as provided  
5 under this Act.

6 "Moderate sedation" means a drug-induced depression of  
7 consciousness during which: (1) patients respond purposefully  
8 to verbal commands, either alone or accompanied by light  
9 tactile stimulation; (2) no interventions are required to  
10 maintain a patient's airway and spontaneous ventilation is  
11 adequate; and (3) cardiovascular function is usually  
12 maintained.

13 "Deep sedation" means a drug-induced depression of  
14 consciousness during which: (1) patients cannot be easily  
15 aroused, but respond purposefully following repeated or  
16 painful stimulation; (2) the ability to independently maintain  
17 ventilatory function may be impaired; (3) patients may require  
18 assistance in maintaining airways and spontaneous ventilation  
19 may be inadequate; and (4) cardiovascular function is usually  
20 maintained.

21 "General anesthesia" means a drug-induced loss of  
22 consciousness during which: (1) patients are not arousable,  
23 even by painful stimulation; (2) the ability to independently  
24 maintain ventilatory function is often impaired; (3) patients  
25 often require assistance in maintaining airways and positive  
26 pressure ventilation may be required because of depressed

1 spontaneous ventilation or drug-induced depression of  
2 neuromuscular function; and (4) cardiovascular function may be  
3 impaired.

4 "Venipuncture" means the puncture of a vein as part of a  
5 medical procedure, typically to withdraw a blood sample or for  
6 an intravenous catheter for the administration of medication  
7 or fluids.

8 "Enteral route of administration" means administration of  
9 a drug that is absorbed through the gastrointestinal tract or  
10 through oral, rectal, or sublingual mucosa.

11 "Parenteral route of administration" means administration  
12 of a drug by which the drug bypasses the gastrointestinal  
13 tract through intramuscular, intravenous, intranasal,  
14 submucosal, subcutaneous, or intraosseous methods.

15 (Source: P.A. 102-93, eff. 1-1-22; 102-588, eff. 8-20-21;  
16 102-936, eff. 1-1-23; 103-425, eff. 1-1-24; 103-431, eff.  
17 1-1-24; 103-605, eff. 7-1-24; 103-628, eff. 7-1-24; 103-902,  
18 eff. 8-9-24; revised 10-10-24.)

19 (225 ILCS 25/5) (from Ch. 111, par. 2305)

20 (Section scheduled to be repealed on January 1, 2026)

21 Sec. 5. Powers and duties of Department. Subject to the  
22 provisions of this Act, the Department shall exercise the  
23 following functions, powers and duties:

24 (a) Conduct or authorize examinations to ascertain the  
25 fitness and qualifications of applicants for dental licenses,l

1 dental therapist licenses, or dental hygienist licenses, pass  
2 upon the qualifications of applicants for licenses, and issue  
3 licenses to such as are found to be fit and qualified.

4 (b) Prescribe rules and regulations for a method of  
5 examination of candidates.

6 (c) Prescribe rules and regulations defining what shall  
7 constitute an approved program, school, college or department  
8 of a university except that no program, school, college or  
9 department of a university that refuses admittance to  
10 applicants solely on account of race, color, creed, sex or  
11 national origin shall be approved.

12 (d) Conduct hearings on proceedings to revoke, suspend, or  
13 on objection to the issuance of licenses and to revoke,  
14 suspend or refuse to issue such licenses.

15 (e) Promulgate rules and regulations required for the  
16 administration of this Act.

17 (f) The Department may require completion of a census by  
18 all licensed dentists in order to obtain relevant information  
19 regarding the availability of dental services within the  
20 State.

21 (Source: P.A. 94-1014, eff. 7-7-06.)

22 (225 ILCS 25/8.5)

23 (Section scheduled to be repealed on January 1, 2026)

24 Sec. 8.5. Unlicensed practice; violation; civil penalty.

25 (a) Any person who practices, offers to practice, attempts

1 to practice, or holds oneself out to practice dentistry,  
2 dental therapy, or dental hygiene without being licensed under  
3 this Act shall, in addition to any other penalty provided by  
4 law, pay a civil penalty to the Department in an amount not to  
5 exceed \$10,000 for each offense as determined by the  
6 Department. The civil penalty shall be assessed by the  
7 Department after a hearing is held in accordance with the  
8 provisions set forth in this Act regarding the provision of a  
9 hearing for the discipline of a licensee.

10 (b) The Department has the authority and power to  
11 investigate any and all unlicensed activity.

12 (c) The civil penalty shall be paid within 60 days after  
13 the effective date of the order imposing the civil penalty.  
14 The order shall constitute a judgment and may be filed and  
15 execution had thereon in the same manner as any judgment from  
16 any court of record.

17 (Source: P.A. 99-492, eff. 12-31-15.)

18 (225 ILCS 25/12.5 new)

19 Sec. 12.5. Necessity for licensure of dental therapists.  
20 No person, unless the person is a dentist, shall perform the  
21 operative procedures of dental therapy without first applying  
22 for and obtaining a license for such purpose. The Department  
23 shall issue a license authorizing practice as a dental  
24 therapist to any person who qualifies for such license  
25 pursuant to this Act. In addition to the licenses authorized

1 by this Section, the Department shall deliver to each dental  
2 therapist a separate certificate of identification in a form  
3 specified by the Department.

4 (225 ILCS 25/13.05 new)

5 Sec. 13.05. Qualifications of applicants for dental  
6 therapy licenses.

7 (a) Every person who desires to obtain a license as a  
8 dental therapist shall apply to the Department in writing,  
9 upon forms prepared and furnished by the Department. Each  
10 application shall contain proof of the particular  
11 qualifications required of the applicant, shall be verified by  
12 the applicant under oath, and shall be accompanied by the  
13 required examination fee.

14 (b) The Department shall require that every applicant for  
15 a license as a dental therapist meets the following criteria:

16 (1) be at least 21 years of age and have good moral  
17 character;

18 (2) present satisfactory evidence of having  
19 successfully completed 3 academic years of credit at a  
20 dental therapy program accredited by the Commission on  
21 Dental Accreditation of the American Dental Association;

22 (3) submit evidence that he or she currently holds a  
23 valid certification to perform cardiopulmonary  
24 resuscitation. The Department shall adopt rules  
25 establishing criteria for certification in cardiopulmonary

1 resuscitation. The rules of the Department shall provide  
2 for exception to this requirement only in instances where  
3 the applicant is a person with a physical disability and  
4 is unable to secure such certification; and

5 (4) present satisfactory evidence that he or she has  
6 successfully completed a dental therapy examination  
7 administered by one of the following regional testing  
8 services:

9 (i) Central Regional Dental Testing Service  
10 (CRDTS);

11 (ii) Southern Regional Testing Agency (SRTA); or

12 (iii) Commission on Dental Competency Assessments  
13 - Western Regional Examining Board - Council of  
14 Interstate Testing Agencies (CDCA-WREB-CITA).

15 For the purposes of this Section, successful  
16 completion shall mean that the applicant has achieved a  
17 minimum passing score as determined by the applicable  
18 regional testing service under this paragraph (4).

19 (c) The Secretary may suspend a regional testing service  
20 under paragraph (4) of subsection (b) if, after proper notice  
21 and hearing, it is established that (i) the integrity of the  
22 examination has been breached in a way that makes future test  
23 results unreliable or (ii) the examination is fundamentally  
24 deficient in testing clinical competency.

1       Sec. 13.15. Dental therapist written collaborative  
2 management agreement. After completion of the requirements of  
3 Section 13.05 and a period of probationary supervision, a  
4 dental therapist may operate under supervision by a  
5 supervising collaborative dentist pursuant to a written  
6 collaborative management agreement and under the scope of  
7 practice described in Section 14.6.

8           (225 ILCS 25/14.5 new)

9       Sec. 14.5. Examination of dental therapists; licensing.

10       (a) Every person who desires to obtain a license as a  
11 dental therapist shall apply to the Department in writing,  
12 upon forms prepared and furnished by the Department. Each  
13 application shall contain proof of the particular  
14 qualifications required of the applicant, be verified by the  
15 applicant under oath, and be accompanied by the required  
16 examination fee.

17       (b) The Department shall require that every applicant for  
18 a license as a dental therapist shall:

19           (1) be 18 years of age or older;

20           (2) be a graduate of a dental therapy college or  
21 school accredited by the Commission on Dental  
22 Accreditation of the American Dental Association or any  
23 other dental therapy accrediting entity recognized by the  
24 United States Department of Education. For applicants  
25 applying for a dental therapy license before January 1,

1       2029, the Board must approve the applicant's dental  
2       therapy education program if the program was administered  
3       by a college or school that operates as an accredited  
4       dental or dental hygiene program and the college or school  
5       certifies to the Board that the applicant's education  
6       substantially conformed to the education standards  
7       established by the Commission on Dental Accreditation of  
8       the American Dental Association; and

9           (3) successfully completed a dental therapy practical  
10       or clinical examination designated by the Department. If  
11       an applicant fails to pass an examination after 3  
12       attempts, the applicant is not eligible to retake the  
13       examination unless the applicant completes additional  
14       education requirements as specified by the Department.

15       (c) An applicant who satisfies the requirements of this  
16       Section and who has successfully completed an examination  
17       identified in paragraph (3) of subsection (b) in another  
18       state, or who has successfully completed a comparable  
19       examination administered or approved by the licensing  
20       authority in another state, shall be licensed to practice  
21       dental therapy in this State if the Department determines that  
22       the other state's examination is substantially similar to  
23       those identified in paragraph (3) of subsection (b).

24       (d) The Department shall adopt rules to implement and  
25       administer this Section.

1 (225 ILCS 25/14.6 new)

2 Sec. 14.6. Dental therapists; scope and area of practice.

3 (a) Except as otherwise provided in this Act, a dental  
4 therapist may perform the dental therapy services specified in  
5 subsection (b) under the general supervision of a dentist to  
6 the extent authorized by the supervising dentist and provided  
7 within the terms of a written collaborative management  
8 agreement signed by the dental therapist and the supervising  
9 dentist that meets the requirements of subsection (c).

10 (b) Dental therapy services shall include all of the  
11 following:

12 (1) All services, treatments, and competencies  
13 identified by the Commission on Dental Accreditation of  
14 the American Dental Association in the Accreditation  
15 Standards for Dental Therapy Education Programs.

16 (2) The following State-specific services, if the  
17 dental therapist's education included curriculum content  
18 satisfying the criteria established by the Commission on  
19 Dental Accreditation of the American Dental Association  
20 for State-specific dental therapy services:

21 (A) evaluating radiographs;

22 (B) placement of space maintainers;

23 (C) pulpotomies on primary teeth;

24 (D) dispensing and administering non-opioid  
25 analgesics, including nitrous oxide,  
26 anti-inflammatories, and antibiotics, as authorized by

1 the supervising dentist and within the parameters of  
2 the written collaborative management agreement; and

3 (E) oral evaluation and assessment of dental  
4 disease and formulation of an individualized treatment  
5 plan if authorized by the supervising dentist and  
6 subject to any conditions, limitations, and protocols  
7 specified by the supervising dentist in the written  
8 collaborative management agreement.

9 (c) Before performing any of the services authorized in  
10 subsection (b), a dental therapist shall enter into a written  
11 collaborative management agreement with a supervising dentist.  
12 The agreement shall be signed by the dental therapist and the  
13 supervising dentist and shall include all of the following  
14 information:

15 (1) practice settings where services may be provided  
16 by the dental therapist and the populations to be served  
17 by the dental therapist;

18 (2) any limitations on the services that may be  
19 provided by the dental therapist, including the level of  
20 supervision required by the supervising dentist and  
21 teledentistry;

22 (3) age-specific and procedure-specific practice  
23 protocols for the dental therapist, including case  
24 selection criteria, assessment guidelines, and imaging  
25 frequency;

26 (4) a procedure for creating and maintaining dental

1 records for the patients who are treated by the dental  
2 therapist;

3 (5) a plan to manage medical emergencies in each  
4 practice setting where the dental therapist provides care;

5 (6) a quality assurance plan for monitoring care  
6 provided by the dental therapist, including patient care  
7 review, referral follow-up, and a quality assurance chart  
8 review;

9 (7) protocols for the dental therapist to administer  
10 and dispense medications, including the specific  
11 conditions and circumstances under which the medications  
12 are to be dispensed and administered;

13 (8) criteria relating to the provision of care by the  
14 dental therapist to patients with specific medical  
15 conditions or complex medication histories, including  
16 requirements for consultation before the initiation of  
17 care;

18 (9) supervision criteria of dental therapists; and

19 (10) a plan for the provision of clinical resources  
20 and referrals in situations that are beyond the  
21 capabilities of the dental therapist.

22 (d) A supervising dentist shall determine the number of  
23 hours of practice that a dental therapist must complete under  
24 direct or indirect supervision of the supervising dentist  
25 before the dental therapist may perform any of the services  
26 authorized in subsection (b) under general supervision.

1       (e) A supervising dentist may restrict or limit the dental  
2 therapist's practice in the written collaborative management  
3 agreement to be less than the full scope of practice for dental  
4 therapists that is authorized in subsection (b).

5       (f) A supervising dentist may authorize a dental therapist  
6 to provide dental therapy services to a patient before the  
7 supervising dentist examines or diagnoses the patient if the  
8 authority, conditions, and protocols are established in a  
9 written collaborative management agreement and if the patient  
10 is subsequently referred to a dentist for any needed  
11 additional services that exceed the dental therapist's scope  
12 of practice or authorization under the written collaborative  
13 management agreement.

14       (g) A supervising dentist must be licensed and practicing  
15 in this State. The supervising dentist is responsible for all  
16 services authorized and performed by the dental therapist  
17 pursuant to the collaborative management agreement and for  
18 providing or arranging follow-up services to be provided by a  
19 dentist for any additional services that exceed the dental  
20 therapist's scope of practice or authorization under the  
21 written collaborative management agreement.

22       (225 ILCS 25/15.5 new)

23       Sec. 15.5. List of dentists, dental therapists, and dental  
24 hygienists. The Department shall maintain a list of the names  
25 and addresses of all dentists, dental therapists, and dental

1 hygienists and of all persons whose licenses have been  
2 suspended or revoked together with such other information  
3 relative to the enforcement of the provisions of this Act as it  
4 may deem of interest to the public. Such lists shall also be  
5 mailed by the Department to any person upon request and  
6 payment of the required fee. In addition, the Department shall  
7 keep available for inquiry or inspection a similar list of all  
8 persons whose licenses have been suspended or revoked in the  
9 interim between such published lists. All lists required to be  
10 published or kept by this Section shall be arranged  
11 alphabetically.

12 (225 ILCS 25/16) (from Ch. 111, par. 2316)

13 (Section scheduled to be repealed on January 1, 2026)

14 Sec. 16. Expiration, renewal and restoration of licenses.  
15 The expiration date and renewal date for each license issued  
16 under this Act shall be set by rule. The renewal period for  
17 each license issued under this Act shall be 3 years. A dentist,  
18 ~~or~~ dental hygienist, or dental therapist may renew a license  
19 during the month preceding its expiration date by paying the  
20 required fee. All initial licenses issued during an open  
21 renewal period shall have the next expiration date. A dentist,  
22 ~~or~~ dental hygienist, or dental therapist shall provide proof  
23 of current Basic Life Support (BLS) certification intended for  
24 health care providers at the time of renewal as provided by  
25 rule. Basic Life Support certification training taken as a

1 requirement of this Section shall be counted for no more than 4  
2 hours during each licensure period towards the continuing  
3 education hours under Section 16.1 of this Act. The Department  
4 shall provide by rule for exemptions from this requirement for  
5 a dentist, ~~or~~ dental hygienist, or dental therapist with a  
6 physical disability that would preclude him or her from  
7 performing BLS.

8 Any dentist, ~~or~~ dental hygienist, or dental therapist  
9 whose license has expired or whose license is on inactive  
10 status may have his or her license restored at any time within  
11 5 years after the expiration thereof, upon payment of the  
12 required fee and a showing of proof of compliance with current  
13 continuing education requirements, as provided by rule.

14 Any person whose license has been expired for more than 5  
15 years or who has had his or her license on inactive status for  
16 more than 5 years may have his or her license restored by  
17 making application to the Department and filing proof  
18 acceptable to the Department of taking continuing education  
19 and of his or her fitness to have the license restored,  
20 including sworn evidence certifying to active practice in  
21 another jurisdiction, and by paying the required license  
22 restoration fee. A person practicing on an expired license is  
23 deemed to be practicing without a license. However, a holder  
24 of a license may renew the license within 90 days after its  
25 expiration by complying with the requirements for renewal and  
26 payment of an additional fee. A license renewal within 90 days

1 after expiration shall be effective retroactively to the  
2 expiration date.

3 If a person whose license has expired or who has had his or  
4 her license on inactive status for more than 5 years has not  
5 maintained an active practice satisfactory to the Department  
6 ~~department~~, the Department shall determine, by an evaluation  
7 process established by rule, his or her fitness to resume  
8 active status and may require the person to complete a period  
9 of evaluated clinical experience and may require successful  
10 completion of a practical examination.

11 However, any person whose license expired while he or she  
12 was (i) on active duty with the Armed Forces of the United  
13 States or called into service or training by the State militia  
14 or (ii) in training or education under the supervision of the  
15 United States preliminary to induction into the military  
16 service, may have his or her license renewed, reinstated, or  
17 restored without paying any lapsed renewal or restoration fee,  
18 if within 2 years after termination of such service, training,  
19 or education other than by dishonorable discharge, he or she  
20 furnishes the Department with satisfactory proof that he or  
21 she has been so engaged and that his or her service, training,  
22 or education has been so terminated.

23 (Source: P.A. 103-687, eff. 7-19-24.)

24 (225 ILCS 25/16.1) (from Ch. 111, par. 2316.1)

25 (Section scheduled to be repealed on January 1, 2026)

1           Sec. 16.1. Continuing education. The Department shall  
2 promulgate rules of continuing education for persons licensed  
3 under this Act. In establishing rules, the Department shall  
4 require a minimum of 48 hours of study in approved continuing  
5 education courses for dentists, dental therapists, and public  
6 health dental hygienists during each 3-year licensing period  
7 and a minimum of 36 hours of study in approved continuing  
8 education courses for dental hygienists and dental therapists  
9 during each 3-year licensing period.

10           The Department shall approve only courses that are  
11 relevant to the treatment and care of patients, including, but  
12 not limited to, clinical courses in dentistry, ~~and~~ dental  
13 hygiene, and dental therapy and nonclinical courses such as  
14 patient management, legal and ethical responsibilities, and  
15 stress management. The Department shall allow up to 4 hours of  
16 continuing education credit hours per license renewal period  
17 for volunteer hours spent providing clinical services at, or  
18 sponsored by, a nonprofit community clinic, local or state  
19 health department, or a charity event. Courses shall not be  
20 approved in such subjects as estate and personal financial  
21 planning, personal investments, or personal health. Approved  
22 courses may include, but shall not be limited to, courses that  
23 are offered or sponsored by approved colleges, universities,  
24 and hospitals and by recognized national, State, and local  
25 dental and dental hygiene organizations. When offering a  
26 continuing education course, whether at no cost or for a fee,

1 the course provider shall explicitly disclose that the course  
2 is an approved course for continuing education in the State of  
3 Illinois, as provided in this Section or by the rules adopted  
4 by the Department.

5 No license shall be renewed unless the renewal application  
6 is accompanied by an affidavit indicating that the applicant  
7 has completed the required minimum number of hours of  
8 continuing education in approved courses as required by this  
9 Section. The affidavit shall not require a listing of courses.  
10 The affidavit shall be a prima facie evidence that the  
11 applicant has obtained the minimum number of required  
12 continuing education hours in approved courses. The Department  
13 shall not be obligated to conduct random audits or otherwise  
14 independently verify that an applicant has met the continuing  
15 education requirement. The Department, however, may not  
16 conduct random audits of more than 10% of the licensed  
17 dentists, ~~and~~ dental hygienists, and dental therapists in any  
18 one licensing cycle to verify compliance with continuing  
19 education requirements. If the Department, however, receives a  
20 complaint that a licensee has not completed the required  
21 continuing education or if the Department is investigating  
22 another alleged violation of this Act by a licensee, the  
23 Department may demand and shall be entitled to receive  
24 evidence from any licensee of completion of required  
25 continuing education courses for the most recently completed  
26 3-year licensing period. Evidence of continuing education may

1 include, but is not limited to, canceled checks, official  
2 verification forms of attendance, and continuing education  
3 recording forms, that demonstrate a reasonable record of  
4 attendance. The Board shall determine, in accordance with  
5 rules adopted by the Department, whether a licensee or  
6 applicant has met the continuing education requirements. Any  
7 dentist who holds more than one license under this Act shall be  
8 required to complete only the minimum number of hours of  
9 continuing education required for renewal of a single license.  
10 The Department may provide exemptions from continuing  
11 education requirements.

12 (Source: P.A. 103-425, eff. 1-1-24.)

13 (225 ILCS 25/17)

14 (Section scheduled to be repealed on January 1, 2026)

15 Sec. 17. Acts constituting the practice of dentistry. A  
16 person practices dentistry, within the meaning of this Act:

17 (1) Who represents himself or herself as being able to  
18 diagnose or diagnoses, treats, prescribes, or operates for  
19 any disease, pain, deformity, deficiency, injury, or  
20 physical condition of the human tooth, teeth, alveolar  
21 process, gums, or jaw; or

22 (2) Who is a manager, proprietor, operator, or  
23 conductor of a business where dental operations are  
24 performed; or

25 (3) Who performs dental operations of any kind; or

1           (4) Who uses an X-Ray machine or X-Ray films for  
2 dental diagnostic purposes; or

3           (5) Who extracts a human tooth or teeth, or corrects  
4 or attempts to correct malpositions of the human teeth or  
5 jaws; or

6           (6) Who offers or undertakes, by any means or method,  
7 to diagnose, treat, or remove stains, calculus, and  
8 bonding materials from human teeth or jaws; or

9           (7) Who uses or administers local or general  
10 anesthetics in the treatment of dental or oral diseases or  
11 in any preparation incident to a dental operation of any  
12 kind or character; or

13           (8) Who takes material or digital scans for final  
14 impressions of the human tooth, teeth, or jaws or performs  
15 any phase of any operation incident to the replacement of  
16 a part of a tooth, a tooth, teeth, or associated tissues by  
17 means of a filling, a crown, a bridge, a denture, or other  
18 appliance; or

19           (9) Who offers to furnish, supply, construct,  
20 reproduce, or repair, or who furnishes, supplies,  
21 constructs, reproduces, or repairs, prosthetic dentures,  
22 bridges, or other substitutes for natural teeth to the  
23 user or prospective user thereof; or

24           (10) Who instructs students on clinical matters or  
25 performs any clinical operation included in the curricula  
26 of recognized dental and dental therapy schools and

1 colleges; or

2 (11) Who takes material or digital scans for final  
3 impressions of human teeth or places his or her hands in  
4 the mouth of any person for the purpose of applying teeth  
5 whitening materials, or who takes impressions of human  
6 teeth or places his or her hands in the mouth of any person  
7 for the purpose of assisting in the application of teeth  
8 whitening materials. A person does not practice dentistry  
9 when he or she discloses to the consumer that he or she is  
10 not licensed as a dentist under this Act and (i) discusses  
11 the use of teeth whitening materials with a consumer  
12 purchasing these materials; (ii) provides instruction on  
13 the use of teeth whitening materials with a consumer  
14 purchasing these materials; or (iii) provides appropriate  
15 equipment on-site to the consumer for the consumer to  
16 self-apply teeth whitening materials.

17 The fact that any person engages in or performs, or offers  
18 to engage in or perform, any of the practices, acts, or  
19 operations set forth in this Section, shall be prima facie  
20 evidence that such person is engaged in the practice of  
21 dentistry.

22 The following practices, acts, and operations, however,  
23 are exempt from the operation of this Act:

24 (a) The rendering of dental relief in emergency cases  
25 in the practice of his or her profession by a physician or  
26 surgeon, licensed as such under the laws of this State,

1 unless he or she undertakes to reproduce or reproduces  
2 lost parts of the human teeth in the mouth or to restore or  
3 replace lost or missing teeth in the mouth; or

4 (b) The practice of dentistry in the discharge of  
5 their official duties by dentists in any branch of the  
6 Armed Services of the United States, the United States  
7 Public Health Service, or the United States Veterans  
8 Administration; or

9 (c) The practice of dentistry by students in their  
10 course of study in dental schools or colleges approved by  
11 the Department, when acting under the direction and  
12 supervision of dentists acting as instructors; or

13 (d) The practice of dentistry by clinical instructors  
14 in the course of their teaching duties in dental and  
15 dental therapy schools or colleges approved by the  
16 Department:

17 (i) when acting under the direction and  
18 supervision of dentists, provided that such clinical  
19 instructors have instructed continuously in this State  
20 since January 1, 1986; or

21 (ii) when holding the rank of full professor at  
22 such approved dental and dental therapy school or  
23 college and possessing a current valid license or  
24 authorization to practice dentistry in another  
25 country; or

26 (e) The practice of dentistry by licensed dentists of

1 other states or countries at meetings of the Illinois  
2 State Dental Society or component parts thereof, alumni  
3 meetings of dental colleges, or any other like dental  
4 organizations, while appearing as clinicians; or

5 (f) The use of X-Ray machines for exposing X-Ray films  
6 or digital images of dental or oral tissues by dental  
7 therapists, dental hygienists, or dental assistants; or

8 (g) The performance of any dental service by a dental  
9 therapist, dental hygienist, or dental assistant, if such  
10 service is performed under the supervision and full  
11 responsibility of a dentist. In addition, after being  
12 authorized by a dentist, a dental therapist, dental  
13 hygienist, and dental assistant may, for the purpose of  
14 eliminating pain or discomfort, remove loose, broken, or  
15 irritating orthodontic appliances on a patient of record.

16 For purposes of this paragraph (g), "dental service"  
17 is defined to mean any intraoral procedure or act which  
18 shall be prescribed by rule or regulation of the  
19 Department. "Dental service", however, shall not include:

20 (1) Any and all diagnosis of or prescription for  
21 treatment of disease, pain, deformity, deficiency,  
22 injury, or physical condition of the human teeth or  
23 jaws, or adjacent structures.

24 (2) Removal of, restoration of, or addition to the  
25 hard or soft tissues of the oral cavity, except for the  
26 placing, carving, and finishing of amalgam

1 restorations and placing, packing, and finishing  
2 composite restorations by dental therapists or dental  
3 assistants who have had additional formal education  
4 and certification.

5 A dental therapist or dental assistant may place,  
6 carve, and finish amalgam restorations, place, pack,  
7 and finish composite restorations, and place interim  
8 restorations if he or she (A) has successfully  
9 completed a structured training program as described  
10 in item (2) of subsection (g) provided by an  
11 educational institution accredited by the Commission  
12 on Dental Accreditation, such as a dental or dental  
13 therapy school or dental hygiene or dental assistant  
14 program, or (B) has at least 4,000 hours of direct  
15 clinical patient care experience and has successfully  
16 completed a structured training program as described  
17 in item (2) of subsection (g) provided by a statewide  
18 dental association, approved by the Department to  
19 provide continuing education, that has developed and  
20 conducted training programs for expanded functions for  
21 dental therapists, dental assistants, or hygienists.  
22 The training program must: (i) include a minimum of 16  
23 hours of didactic study and 14 hours of clinical  
24 manikin instruction; all training programs shall  
25 include areas of study in nomenclature, caries  
26 classifications, oral anatomy, periodontium, basic

1 occlusion, instrumentations, pulp protection liners  
2 and bases, dental materials, matrix and wedge  
3 techniques, amalgam placement and carving, rubber dam  
4 clamp placement, and rubber dam placement and removal;  
5 (ii) include an outcome assessment examination that  
6 demonstrates competency; (iii) require the supervising  
7 dentist to observe and approve the completion of 8  
8 amalgam or composite restorations; and (iv) issue a  
9 certificate of completion of the training program,  
10 which must be kept on file at the dental office and be  
11 made available to the Department upon request. A  
12 dental assistant must have successfully completed an  
13 approved coronal polishing and dental sealant course  
14 prior to taking the amalgam and composite restoration  
15 course.

16 A dentist utilizing dental assistants shall not  
17 supervise more than 4 dental assistants at any one  
18 time for placing, carving, and finishing of amalgam  
19 restorations or for placing, packing, and finishing  
20 composite restorations.

21 (3) Any and all correction of malformation of  
22 teeth or of the jaws.

23 (4) Administration of anesthetics, except for  
24 monitoring of nitrous oxide, moderate sedation, deep  
25 sedation, and general anesthetic as provided in  
26 Section 8.1 of this Act, that may be performed only

1 after successful completion of a training program  
2 approved by the Department. A dentist utilizing dental  
3 assistants shall not supervise more than 4 dental  
4 assistants at any one time for the monitoring of  
5 nitrous oxide.

6 (5) Removal of calculus from human teeth.

7 (6) Taking of material or digital scans for final  
8 impressions for the fabrication of prosthetic  
9 appliances, crowns, bridges, inlays, onlays, or other  
10 restorative or replacement dentistry.

11 (7) The operative procedure of dental hygiene  
12 consisting of oral prophylactic procedures, except for  
13 coronal polishing and pit and fissure sealants, which  
14 may be performed by a dental assistant who has  
15 successfully completed a training program approved by  
16 the Department. Dental assistants may perform coronal  
17 polishing under the following circumstances: (i) the  
18 coronal polishing shall be limited to polishing the  
19 clinical crown of the tooth and existing restorations,  
20 supragingivally; (ii) the dental assistant performing  
21 the coronal polishing shall be limited to the use of  
22 rotary instruments using a rubber cup or brush  
23 polishing method (air polishing is not permitted); and  
24 (iii) the supervising dentist shall not supervise more  
25 than 4 dental assistants at any one time for the task  
26 of coronal polishing or pit and fissure sealants.

1           In addition to coronal polishing and pit and  
2 fissure sealants as described in this item (7), a  
3 dental assistant who has at least 2,000 hours of  
4 direct clinical patient care experience and who has  
5 successfully completed a structured training program  
6 provided by (1) an educational institution including,  
7 but not limited to, a dental school or dental hygiene  
8 or dental assistant program, (2) a continuing  
9 education provider approved by the Department, or (3)  
10 a statewide dental or dental hygienist association  
11 that has developed and conducted a training program  
12 for expanded functions for dental assistants or  
13 hygienists may perform: (A) coronal scaling above the  
14 gum line, supragingivally, on the clinical crown of  
15 the tooth only on patients 17 years of age or younger  
16 who have an absence of periodontal disease and who are  
17 not medically compromised or individuals with special  
18 needs and (B) intracoronal temporization of a tooth.  
19 The training program must: (I) include a minimum of 32  
20 hours of instruction in both didactic and clinical  
21 manikin or human subject instruction; all training  
22 programs shall include areas of study in dental  
23 anatomy, public health dentistry, medical history,  
24 dental emergencies, and managing the pediatric  
25 patient; (II) include an outcome assessment  
26 examination that demonstrates competency; (III)

1 require the supervising dentist to observe and approve  
2 the completion of 6 full mouth supragingival scaling  
3 procedures unless the training was received as part of  
4 a Commission on Dental Accreditation approved dental  
5 assistant program; and (IV) issue a certificate of  
6 completion of the training program, which must be kept  
7 on file at the dental office and be made available to  
8 the Department upon request. A dental assistant must  
9 have successfully completed an approved coronal  
10 polishing course prior to taking the coronal scaling  
11 course. A dental assistant performing these functions  
12 shall be limited to the use of hand instruments only.  
13 In addition, coronal scaling as described in this  
14 paragraph shall only be utilized on patients who are  
15 eligible for Medicaid, who are uninsured, or whose  
16 household income is not greater than 300% of the  
17 federal poverty level. A dentist may not supervise  
18 more than 2 dental assistants at any one time for the  
19 task of coronal scaling. This paragraph is inoperative  
20 on and after January 1, 2026.

21 The limitations on the number of dental assistants a  
22 dentist may supervise contained in items (2), (4), and (7)  
23 of this paragraph (g) mean a limit of 4 total dental  
24 assistants or dental hygienists doing expanded functions  
25 covered by these Sections being supervised by one dentist;  
26 or

1 (h) The practice of dentistry by an individual who:

2 (i) has applied in writing to the Department, in  
3 form and substance satisfactory to the Department, for  
4 a general dental license and has complied with all  
5 provisions of Section 9 of this Act, except for the  
6 passage of the examination specified in subsection (e)  
7 of Section 9 of this Act; or

8 (ii) has applied in writing to the Department, in  
9 form and substance satisfactory to the Department, for  
10 a temporary dental license and has complied with all  
11 provisions of subsection (c) of Section 11 of this  
12 Act; and

13 (iii) has been accepted or appointed for specialty  
14 or residency training by a hospital situated in this  
15 State; or

16 (iv) has been accepted or appointed for specialty  
17 training in an approved dental program situated in  
18 this State; or

19 (v) has been accepted or appointed for specialty  
20 training in a dental public health agency situated in  
21 this State.

22 The applicant shall be permitted to practice dentistry  
23 for a period of 3 months from the starting date of the  
24 program, unless authorized in writing by the Department to  
25 continue such practice for a period specified in writing  
26 by the Department.

1           The applicant shall only be entitled to perform such  
2           acts as may be prescribed by and incidental to his or her  
3           program of residency or specialty training and shall not  
4           otherwise engage in the practice of dentistry in this  
5           State.

6           The authority to practice shall terminate immediately  
7           upon:

8                   (1) the decision of the Department that the  
9                   applicant has failed the examination; or

10                   (2) denial of licensure by the Department; or

11                   (3) withdrawal of the application.

12           (Source: P.A. 102-558, eff. 8-20-21; 102-936, eff. 1-1-23;  
13           103-425, eff. 1-1-24; 103-431, eff. 1-1-24; 103-605, eff.  
14           7-1-24; 103-628, eff. 7-1-24.)

15                   (225 ILCS 25/18.5 new)

16                   Sec. 18.5. Dental therapist supervision responsibilities.

17                   (a) When working together, the dentist and dental  
18                   therapist shall enter into a written collaborative management  
19                   agreement. The dentist providing supervision shall:

20                           (1) define the period of probationary supervision  
21                           which would allow the dentist and dental therapist to work  
22                           together collaboratively before they work together via  
23                           dental therapist supervision;

24                           (2) be available to provide an appropriate level of  
25                           contact, communication, collaboration, and consultation

1 with the dental therapist and must meet in person with the  
2 dental therapist at least quarterly for review and  
3 consultation;

4 (3) have specific standing orders or policy guidelines  
5 for procedures that are to be carried out for each  
6 location or program, although the dentist need not be  
7 present when the procedures are being performed;

8 (4) provide for the patient's additional necessary  
9 care in consultation with the dental therapist;

10 (5) file agreements and notifications as required; and

11 (6) include procedures for creating and maintaining  
12 dental records, including protocols for transmission of  
13 all records between the dental therapist and the dentist  
14 following each treatment, which shall include a notation  
15 regarding procedures authorized by the dentist and  
16 performed by the dental therapist and the location where  
17 those records are to be kept.

18 Each dentist who enters into a written collaborative  
19 management agreement must document and maintain a copy of any  
20 change or termination of that agreement.

21 (b) Dental records shall be owned and maintained by the  
22 supervising collaborative dentist for all patients treated by  
23 the dental therapist unless the supervising dentist is an  
24 employee of a public health clinic or federally qualified  
25 health center, in which case the public health clinic or  
26 federally qualified health center shall maintain the records.

1       (c) If a dentist ceases to be employed or contracted by a  
2       facility, the dentist shall notify the facility administrator  
3       that the dental therapy written collaborative management  
4       agreement is no longer in effect. A new written collaborative  
5       management agreement is required for the dental therapist to  
6       continue treating patients.

7       (d) A dentist entering into an agreement under this  
8       Section may supervise and enter into agreements for dental  
9       therapist collaborative management supervision with 2 dental  
10       therapists. This subsection (d) shall be in addition to the  
11       limit of 4 dental hygienists per dentist set forth in  
12       subsection (g) of Section 18.

13       (e) A dental therapist providing services under a written  
14       collaborative management agreement may perform only those  
15       duties within the accepted scope of practice in the written  
16       collaborative management agreement and other procedures and  
17       Acts as shall be determined by the Department by rule.

18       (f) A dental therapist providing services under a written  
19       collaborative management agreement shall:

20               (1) provide to the patient, parent, or guardian a  
21               written plan for referral or an agreement for follow-up  
22               that records all conditions observed that should be called  
23               to the attention of a dentist for proper diagnosis;

24               (2) have each patient sign a permission slip or  
25               consent form that informs them that the service to be  
26               received does not take the place of regular dental

1 checkups at a dental office and is meant for people who  
2 otherwise would not have access to the service;

3 (3) inform each patient who may require further dental  
4 services of that need; and

5 (4) maintain an appropriate level of contact and  
6 communication with the supervising dentist.

7 (e) Dental therapists providing services under a written  
8 collaborative management agreement may be compensated for his  
9 or her work by salary, honoraria, and other mechanisms by the  
10 employing or sponsoring entity. Nothing in this Act shall  
11 preclude the entity that employs or sponsors a dental  
12 therapist from seeking payment, reimbursement, or other  
13 sources of funding for the services provided.

14 (225 ILCS 25/19) (from Ch. 111, par. 2319)

15 (Section scheduled to be repealed on January 1, 2026)

16 Sec. 19. Licensing applicants from other states. Any  
17 person who has been lawfully licensed to practice dentistry,  
18 including the practice of a licensed dental specialty, dental  
19 therapy, or dental hygiene in another state or territory or as  
20 a member of the military service which has and maintains a  
21 standard for the practice of dentistry, a dental specialty,  
22 dental therapy, or dental hygiene at least equal to that now  
23 maintained in this State, or if the requirements for licensure  
24 in such state or territory in which the applicant was licensed  
25 were, at the date of his or her licensure, substantially

1 equivalent to the requirements then in force in this State,  
2 and who has been lawfully engaged in the practice of  
3 dentistry, dental therapy, or dental hygiene for at least 2  
4 years immediately preceding the filing of his or her  
5 application to practice in this State and who shall deposit  
6 with the Department a duly attested certificate from the Board  
7 of the state or territory in which he or she is licensed,  
8 certifying to the fact of his or her licensing and of his or  
9 her being a person of good moral character may, upon payment of  
10 the required fee, be granted a license to practice dentistry,  
11 dental therapy, a dental specialty, or dental hygiene in this  
12 State, as the case may be.

13 For the purposes of this Section, "substantially  
14 equivalent" means that the applicant has presented evidence of  
15 completion and graduation from an American Dental Association  
16 Commission on Dental Accreditation (CODA) accredited dental  
17 college or school in the United States or Canada, presented  
18 evidence that the applicant has passed both parts of the  
19 National Board Dental Examination if the applicant applies to  
20 practice dentistry, a dental specialty, or dental hygiene, and  
21 successfully completed an examination conducted by a regional  
22 testing service.

23 Applicants have 3 years from the date of application to  
24 complete the application process. If the process has not been  
25 completed in 3 years, the application shall be denied, the fee  
26 forfeited and the applicant must reapply and meet the

1 requirements in effect at the time of reapplication.

2 (Source: P.A. 103-425, eff. 1-1-24.)

3 (225 ILCS 25/19.1)

4 (Section scheduled to be repealed on January 1, 2026)

5 Sec. 19.1. Temporary authorization of applicants from  
6 other jurisdictions. A person holding an active, unencumbered  
7 license in good standing in another jurisdiction who applies  
8 for a license pursuant to Section 19 of this Act due to a  
9 natural disaster or catastrophic event in another  
10 jurisdiction, may be temporarily authorized by the Secretary  
11 to practice dentistry, dental therapy, or dental hygiene under  
12 the supervision of a dentist licensed under this Act, pending  
13 the issuance of the license. This temporary authorization  
14 shall expire upon issuance of the license or upon notification  
15 that the Department has denied licensure.

16 The Department may adopt all rules necessary for the  
17 administration of this Section.

18 (Source: P.A. 94-1014, eff. 7-7-06.)

19 (225 ILCS 25/20) (from Ch. 111, par. 2320)

20 (Section scheduled to be repealed on January 1, 2026)

21 Sec. 20. Display of licenses. Any person licensed to  
22 practice dentistry, dental therapy, or dental hygiene in this  
23 State by the Department as hereinbefore provided, shall at all  
24 times display such license or duplicate original thereof in a

1 conspicuous place, in his or her office wherein he or she shall  
2 practice such profession, and shall further, whenever  
3 requested, exhibit such license to any of the members of the  
4 Department or its authorized agent. Upon proof by affidavit,  
5 the Department shall provide a duplicate if such person  
6 establishes that his or her license is lost or stolen or that  
7 he or she practices at multiple locations.

8 (Source: P.A. 89-80, eff. 6-30-95; 89-116, eff. 7-7-95.)

9 (225 ILCS 25/21) (from Ch. 111, par. 2321)

10 (Section scheduled to be repealed on January 1, 2026)

11 Sec. 21. Fees. The fees for the administration and  
12 enforcement of this Act, including but not limited to original  
13 licensure, renewal, and restoration fees, shall be set by the  
14 Department by rule. However, the fee for application for  
15 renewal of a license as a dentist or specialist is \$100 per  
16 year and the fee for application for renewal of a license as a  
17 dental therapist or dental hygienist is \$50 per year. The fees  
18 shall be nonrefundable.

19 (Source: P.A. 92-523, eff. 2-8-02.)

20 (225 ILCS 25/23) (from Ch. 111, par. 2323)

21 (Section scheduled to be repealed on January 1, 2026)

22 Sec. 23. Refusal, revocation or suspension of dental  
23 licenses. The Department may refuse to issue or renew, or may  
24 revoke, suspend, place on probation, reprimand or take other

1 disciplinary or non-disciplinary action as the Department may  
2 deem proper, including imposing fines not to exceed \$10,000  
3 per violation, with regard to any license for any one or any  
4 combination of the following causes:

5 1. Fraud or misrepresentation in applying for or  
6 procuring a license under this Act, or in connection with  
7 applying for renewal of a license under this Act.

8 2. Inability to practice with reasonable judgment,  
9 skill, or safety as a result of habitual or excessive use  
10 or addiction to alcohol, narcotics, stimulants, or any  
11 other chemical agent or drug.

12 3. Willful or repeated violations of the rules of the  
13 Department of Public Health or Department of Nuclear  
14 Safety.

15 4. Acceptance of a fee for service as a witness,  
16 without the knowledge of the court, in addition to the fee  
17 allowed by the court.

18 5. Division of fees or agreeing to split or divide the  
19 fees received for dental services with any person for  
20 bringing or referring a patient, except in regard to  
21 referral services as provided for under Section 45, or  
22 assisting in the care or treatment of a patient, without  
23 the knowledge of the patient or his or her legal  
24 representative. Nothing in this item 5 affects any bona  
25 fide independent contractor or employment arrangements  
26 among health care professionals, health facilities, health

1 care providers, or other entities, except as otherwise  
2 prohibited by law. Any employment arrangements may include  
3 provisions for compensation, health insurance, pension, or  
4 other employment benefits for the provision of services  
5 within the scope of the licensee's practice under this  
6 Act. Nothing in this item 5 shall be construed to require  
7 an employment arrangement to receive professional fees for  
8 services rendered.

9 6. Employing, procuring, inducing, aiding or abetting  
10 a person not licensed or registered as a dentist, ~~or~~  
11 dental hygienist, or dental therapist to engage in the  
12 practice of dentistry or dental hygiene. The person  
13 practiced upon is not an accomplice, employer, procurer,  
14 inducer, aider, or abettor ~~abettor~~ within the meaning of  
15 this Act.

16 7. Making any misrepresentations or false promises,  
17 directly or indirectly, to influence, persuade or induce  
18 dental patronage.

19 8. Professional connection or association with or  
20 lending his or her name to another for the illegal  
21 practice of dentistry by another, or professional  
22 connection or association with any person, firm or  
23 corporation holding himself, herself, themselves, or  
24 itself out in any manner contrary to this Act.

25 9. Obtaining or seeking to obtain practice, money, or  
26 any other things of value by false or fraudulent

1 representations, but not limited to, engaging in such  
2 fraudulent practice to defraud the medical assistance  
3 program of the Department of Healthcare and Family  
4 Services (formerly Department of Public Aid) under the  
5 Illinois Public Aid Code.

6 10. Practicing under a false or, except as provided by  
7 law, an assumed name.

8 11. Engaging in dishonorable, unethical, or  
9 unprofessional conduct of a character likely to deceive,  
10 defraud, or harm the public.

11 12. Conviction by plea of guilty or nolo contendere,  
12 finding of guilt, jury verdict, or entry of judgment or by  
13 sentencing for any crime, including, but not limited to,  
14 convictions, preceding sentences of supervision,  
15 conditional discharge, or first offender probation, under  
16 the laws of any jurisdiction of the United States that (i)  
17 is a felony under the laws of this State or (ii) is a  
18 misdemeanor, an essential element of which is dishonesty,  
19 or that is directly related to the practice of dentistry.

20 13. Permitting a dental hygienist, dental therapist,  
21 dental assistant or other person under his or her  
22 supervision to perform any operation not authorized by  
23 this Act.

24 14. Permitting more than 4 dental hygienists to be  
25 employed under his or her supervision at any one time.

26 15. A violation of any provision of this Act or any

1 rules promulgated under this Act.

2 16. Taking impressions for or using the services of  
3 any person, firm or corporation violating this Act.

4 17. Violating any provision of Section 45 relating to  
5 advertising.

6 18. Discipline by another U.S. jurisdiction or foreign  
7 nation, if at least one of the grounds for the discipline  
8 is the same or substantially equivalent to those set forth  
9 within this Act.

10 19. Willfully failing to report an instance of  
11 suspected child abuse or neglect as required by the Abused  
12 and Neglected Child Reporting Act.

13 20. Gross negligence in practice under this Act.

14 21. The use or prescription for use of narcotics or  
15 controlled substances or designated products as listed in  
16 the Illinois Controlled Substances Act, in any way other  
17 than for therapeutic purposes.

18 22. Willfully making or filing false records or  
19 reports in his or her practice as a dentist, including,  
20 but not limited to, false records to support claims  
21 against the dental assistance program of the Department of  
22 Healthcare and Family Services (formerly Illinois  
23 Department of Public Aid).

24 23. Professional incompetence as manifested by poor  
25 standards of care.

26 24. Physical or mental illness, including, but not

1 limited to, deterioration through the aging process, or  
2 loss of motor skills which results in a dentist's  
3 inability to practice dentistry with reasonable judgment,  
4 skill or safety. In enforcing this paragraph, the  
5 Department may compel a person licensed to practice under  
6 this Act to submit to a mental or physical examination  
7 pursuant to the terms and conditions of Section 23b.

8 25. Gross or repeated irregularities in billing for  
9 services rendered to a patient. For purposes of this  
10 paragraph 25, "irregularities in billing" shall include:

11 (a) Reporting excessive charges for the purpose of  
12 obtaining a total payment in excess of that usually  
13 received by the dentist for the services rendered.

14 (b) Reporting charges for services not rendered.

15 (c) Incorrectly reporting services rendered for  
16 the purpose of obtaining payment not earned.

17 26. Continuing the active practice of dentistry while  
18 knowingly having any infectious, communicable, or  
19 contagious disease proscribed by rule or regulation of the  
20 Department.

21 27. Being named as a perpetrator in an indicated  
22 report by the Department of Children and Family Services  
23 pursuant to the Abused and Neglected Child Reporting Act,  
24 and upon proof by clear and convincing evidence that the  
25 licensee has caused a child to be an abused child or  
26 neglected child as defined in the Abused and Neglected

1 Child Reporting Act.

2 28. Violating the Health Care Worker Self-Referral  
3 Act.

4 29. Abandonment of a patient.

5 30. Mental incompetency as declared by a court of  
6 competent jurisdiction.

7 31. A finding by the Department that the licensee,  
8 after having his or her license placed on probationary  
9 status, has violated the terms of probation.

10 32. Material misstatement in furnishing information to  
11 the Department.

12 33. Failing, within 60 days, to provide information in  
13 response to a written request by the Department in the  
14 course of an investigation.

15 34. Immoral conduct in the commission of any act,  
16 including, but not limited to, commission of an act of  
17 sexual misconduct related to the licensee's practice.

18 35. Cheating on or attempting to subvert the licensing  
19 examination administered under this Act.

20 36. A pattern of practice or other behavior that  
21 demonstrates incapacity or incompetence to practice under  
22 this Act.

23 37. Failure to establish and maintain records of  
24 patient care and treatment as required under this Act.

25 38. Failure to provide copies of dental records as  
26 required by law.

1           39. Failure of a licensed dentist who owns or is  
2 employed at a dental office to give notice of an office  
3 closure to his or her patients at least 30 days prior to  
4 the office closure pursuant to Section 50.1.

5           40. Failure to maintain a sanitary work environment.

6           41. Failure to comply with the provisions of Section  
7 17.2 of this Act.

8           All proceedings to suspend, revoke, place on probationary  
9 status, or take any other disciplinary action as the  
10 Department may deem proper, with regard to a license on any of  
11 the foregoing grounds, must be commenced within 5 years after  
12 receipt by the Department of a complaint alleging the  
13 commission of or notice of the conviction order for any of the  
14 acts described herein. Except for fraud in procuring a  
15 license, no action shall be commenced more than 7 years after  
16 the date of the incident or act alleged to have violated this  
17 Section. The time during which the holder of the license was  
18 outside the State of Illinois shall not be included within any  
19 period of time limiting the commencement of disciplinary  
20 action by the Department.

21           All fines imposed under this Section shall be paid within  
22 60 days after the effective date of the order imposing the fine  
23 or in accordance with the terms set forth in the order imposing  
24 the fine.

25           The Department may refuse to issue or may suspend the  
26 license of any person who fails to file a tax return, or to pay

1 the tax, penalty or interest shown in a filed return, or to pay  
2 any final assessment of tax, penalty or interest, as required  
3 by any tax Act administered by the Illinois Department of  
4 Revenue, until such time as the requirements of any such tax  
5 Act are satisfied.

6 Any dentist who has had his or her license suspended or  
7 revoked for more than 5 years must comply with the  
8 requirements for restoration set forth in Section 16 prior to  
9 being eligible for reinstatement from the suspension or  
10 revocation.

11 (Source: P.A. 103-425, eff. 1-1-24; 103-902, eff. 8-9-24.)

12 (225 ILCS 25/24) (from Ch. 111, par. 2324)

13 (Section scheduled to be repealed on January 1, 2026)

14 Sec. 24. Refusal, suspension or revocation of dental  
15 hygienist license. The Department may refuse to issue or renew  
16 or may revoke, suspend, place on probation, reprimand or take  
17 other disciplinary or non-disciplinary action as the  
18 Department may deem proper, including imposing fines not to  
19 exceed \$10,000 per violation, with regard to any dental  
20 therapist and dental hygienist license for any one or any  
21 combination of the following causes:

22 1. Fraud or misrepresentation in applying for or  
23 procuring a license under this Act, or in connection with  
24 applying for renewal of a license under this Act.

25 2. Performing any operation not authorized by this

1 Act.

2 3. Practicing dental therapy or dental hygiene other  
3 than under the supervision of a licensed dentist as  
4 provided by this Act.

5 4. The willful ~~wilful~~ violation of, or the willful  
6 ~~wilful~~ procuring of, or knowingly assisting in the  
7 violation of, any Act which is now or which hereafter may  
8 be in force in this State relating to the use of  
9 habit-forming drugs.

10 5. The obtaining of, or an attempt to obtain a  
11 license, or practice in the profession, or money, or any  
12 other thing of value by fraudulent representation.

13 6. Gross negligence in performing the operative  
14 procedure of dental therapy or dental hygiene.

15 7. Active practice of dental therapy or dental hygiene  
16 while knowingly having any infectious, communicable, or  
17 contagious disease proscribed by rule or regulation of the  
18 Department.

19 8. Inability to practice with reasonable judgment,  
20 skill, or safety as a result of habitual or excessive use  
21 or addiction to alcohol, narcotics, stimulants, or any  
22 other chemical agent or drug.

23 9. Conviction by plea of guilty or nolo contendere,  
24 finding of guilt, jury verdict, or entry of judgment or by  
25 sentencing of any crime, including, but not limited to,  
26 convictions, preceding sentences of supervision,

1 conditional discharge, or first offender probation, under  
2 the laws of any jurisdiction of the United States that (i)  
3 is a felony or (ii) is a misdemeanor, an essential element  
4 of which is dishonesty, or that is directly related to the  
5 practice of dental therapy or dental hygiene.

6 10. Aiding or abetting the unlicensed practice of  
7 dentistry, dental therapy, or dental hygiene.

8 11. Discipline by another U.S. jurisdiction or a  
9 foreign nation, if at least one of the grounds for the  
10 discipline is the same or substantially equivalent to  
11 those set forth in this Act.

12 12. Violating the Health Care Worker Self-Referral  
13 Act.

14 13. Violating the prohibitions of Section 38.1 of this  
15 Act.

16 14. Engaging in dishonorable, unethical, or  
17 unprofessional conduct of a character likely to deceive,  
18 defraud, or harm the public.

19 15. A finding by the Department that the licensee,  
20 after having his or her license placed on probationary  
21 status, has violated the terms of probation.

22 16. Material misstatement in furnishing information to  
23 the Department.

24 17. Failing, within 60 days, to provide information in  
25 response to a written request by the Department in the  
26 course of an investigation.

1           18. Immoral conduct in the commission of any act,  
2 including, but not limited to, commission of an act of  
3 sexual misconduct related to the licensee's practice.

4           19. Cheating on or attempting to subvert the licensing  
5 examination administered under this Act.

6           20. Violations of this Act or of the rules promulgated  
7 under this Act.

8           21. Practicing under a false or, except as provided by  
9 law, an assumed name.

10          The provisions of this Act relating to proceedings for the  
11 suspension and revocation of a license to practice dentistry  
12 shall apply to proceedings for the suspension or revocation of  
13 a license as a dental therapist or a dental hygienist.

14          All proceedings to suspend, revoke, place on probationary  
15 status, or take any other disciplinary action as the  
16 Department may deem proper with regard to a license on any of  
17 the grounds contained in this Section, must be commenced  
18 within 5 years after receipt by the Department of a complaint  
19 alleging the commission of or notice of the conviction order  
20 for any of the acts described in this Section. Except for fraud  
21 in procuring a license, no action shall be commenced more than  
22 7 years after the date of the incident or act alleged to have  
23 violated this Section. The time during which the holder of the  
24 license was outside the State of Illinois shall not be  
25 included within any period of time limiting the commencement  
26 of disciplinary action by the Department.

1 All fines imposed under this Section shall be paid within  
2 60 days after the effective date of the order imposing the fine  
3 or in accordance with the terms set forth in the order imposing  
4 the fine.

5 Any dental therapist or dental hygienist who has had his  
6 or her license suspended or revoked for more than 5 years must  
7 comply with the requirements for restoration set forth in  
8 Section 16 prior to being eligible for reinstatement from the  
9 suspension or revocation.

10 (Source: P.A. 99-492, eff. 12-31-15.)

11 (225 ILCS 25/25) (from Ch. 111, par. 2325)

12 (Section scheduled to be repealed on January 1, 2026)

13 Sec. 25. Notice of hearing; investigations and informal  
14 conferences.

15 (a) Upon the motion of either the Department or the Board  
16 or upon the verified complaint in writing of any person  
17 setting forth facts which if proven would constitute grounds  
18 for refusal, suspension or revocation of a license under this  
19 Act, the Board shall investigate the actions of any person,  
20 hereinafter called the respondent, who holds or represents  
21 that he or she holds a license. All such motions or complaints  
22 shall be brought to the Board.

23 (b) Prior to taking an in-person statement from a dentist,   
24 ~~or~~ dental hygienist, or dental therapist who is the subject of  
25 a complaint, the investigator shall inform the dentist,   ~~or~~ the

1 dental hygienist, or the dental therapist in writing:

2 (1) that the dentist, ~~or~~ dental hygienist, or dental  
3 therapist is the subject of a complaint;

4 (2) that the dentist, ~~or~~ dental hygienist, or dental  
5 therapist need not immediately proceed with the interview  
6 and may seek appropriate consultation prior to consenting  
7 to the interview; and

8 (3) that failure of the dentist, ~~or~~ dental hygienist, or  
9 dental therapist to proceed with the interview shall  
10 not prohibit the Department from conducting a visual  
11 inspection of the facility.

12 A Department investigator's failure to comply with this  
13 subsection may not be the sole ground for dismissal of any  
14 order of the Department filed upon a finding of a violation or  
15 for dismissal of a pending investigation.

16 (b-5) The duly authorized dental investigators of the  
17 Department shall have the right to enter and inspect, during  
18 business hours, the business premises of a dentist licensed  
19 under this Act or of a person who holds himself or herself out  
20 as practicing dentistry, with due consideration for patient  
21 care of the subject of the investigation, so as to inspect the  
22 physical premises and equipment and furnishings therein. This  
23 right of inspection shall not include inspection of business,  
24 medical, or personnel records located on the premises without  
25 a Department subpoena issued in accordance with Section 25.1  
26 of this Act or Section 2105-105 of the Department of

1 Professional Regulation Law of the Civil Administrative Code  
2 of Illinois. For the purposes of this Section, "business  
3 premises" means the office or offices where the dentist  
4 conducts the practice of dentistry.

5 (c) If the Department concludes on the basis of a  
6 complaint or its initial investigation that there is a  
7 possible violation of the Act, the Department may:

8 (1) schedule a hearing pursuant to this Act; or

9 (2) request in writing that the dentist, ~~or~~ dental  
10 hygienist, or dental therapist being investigated attend  
11 an informal conference with representatives of the  
12 Department.

13 The request for an informal conference shall contain the  
14 nature of the alleged actions or inactions that constitute the  
15 possible violations.

16 A dentist, ~~or~~ dental hygienist, or dental therapist shall  
17 be allowed to have legal counsel at the informal conference.  
18 If the informal conference results in a consent order between  
19 the accused dentist, ~~or~~ dental hygienist, or dental therapist  
20 and the Department, the consent order must be approved by the  
21 Secretary. However, if the consent order would result in a  
22 fine exceeding \$10,000 or the suspension or revocation of the  
23 dentist, ~~or~~ dental hygienist, or dental therapist license, the  
24 consent order must be approved by the Board and the Secretary.  
25 Participation in the informal conference by a dentist, a  
26 dental hygienist, or the Department and any admissions or

1 stipulations made by a dentist, a dental hygienist, a dental  
2 therapist, or the Department at the informal conference,  
3 including any agreements in a consent order that is  
4 subsequently disapproved by either the Board or the Secretary,  
5 shall not be used against the dentist, dental hygienist,  
6 dental therapist, or Department at any subsequent hearing and  
7 shall not become a part of the record of the hearing.

8 (d) The Secretary shall, before suspending, revoking,  
9 placing on probationary status, or taking any other  
10 disciplinary action as the Secretary may deem proper with  
11 regard to any license, at least 30 days prior to the date set  
12 for the hearing, notify the respondent in writing of any  
13 charges made and the time and place for a hearing of the  
14 charges before the Board, direct him or her to file his or her  
15 written answer thereto to the Board under oath within 20 days  
16 after the service on him or her of such notice and inform him  
17 or her that if he or she fails to file such answer default will  
18 be taken against him or her and his or her license may be  
19 suspended, revoked, placed on probationary status, or other  
20 disciplinary action may be taken with regard thereto,  
21 including limiting the scope, nature or extent of his or her  
22 practice, as the Secretary may deem proper.

23 (e) Such written notice and any notice in such proceedings  
24 thereafter may be served by delivery personally to the  
25 respondent, or by registered or certified mail to the address  
26 last theretofore specified by the respondent in his or her

1 last notification to the Secretary.  
2 (Source: P.A. 99-492, eff. 12-31-15.)

3 (225 ILCS 25/25.1)

4 (Section scheduled to be repealed on January 1, 2026)

5 Sec. 25.1. Subpoena powers.

6 (a) The Department, upon a determination by the  
7 chairperson of the Board that reasonable cause exists that a  
8 violation of one or more of the grounds for discipline set  
9 forth in Section 23 or Section 24 of this Act has occurred or  
10 is occurring, may subpoena the dental records of individual  
11 patients of dentists, dental therapists, and dental hygienists  
12 licensed under this Act.

13 (b) Notwithstanding subsection (a) of this Section, the  
14 Board and the Department may subpoena copies of hospital,  
15 medical, or dental records in mandatory report cases alleging  
16 death or permanent bodily injury when consent to obtain the  
17 records has not been provided by a patient or a patient's legal  
18 representative. All records and other information received  
19 pursuant to a subpoena shall be confidential and shall be  
20 afforded the same status as information concerning medical  
21 studies under Part 21 of Article VIII of the Code of Civil  
22 Procedure. The use of these records shall be restricted to  
23 members of the Board, the dental coordinator, and appropriate  
24 Department staff designated by the Secretary for the purpose  
25 of determining the existence of one or more grounds for

1 discipline of the dentist, ~~or~~ dental hygienist, or dental  
2 therapist as provided for in Section 23 or Section 24 of this  
3 Act.

4 (c) Any review of an individual patient's records shall be  
5 conducted by the Department in strict confidentiality,  
6 provided that the patient records shall be admissible in a  
7 disciplinary hearing before the Secretary, the Board, or a  
8 hearing officer designated by the Department when necessary to  
9 substantiate the grounds for discipline alleged against the  
10 dentist, ~~or~~ dental hygienist, or dental therapist licensed  
11 under this Act.

12 (d) The Department may provide reimbursement for fees and  
13 mileage associated with its subpoena power in the same manner  
14 prescribed by law for judicial procedure in a civil case.

15 (e) Nothing in this Section shall be deemed to supersede  
16 the provisions of Part 21 of Article VIII of the Code of Civil  
17 Procedure, now or hereafter amended, to the extent applicable.

18 (f) All information gathered by the Department during any  
19 investigation, including information subpoenaed under this Act  
20 and the investigative file, shall be kept for the confidential  
21 use of the Secretary, the dental coordinator, the Board's  
22 attorneys, the dental investigative staff, authorized clerical  
23 staff, and persons employed by contract to advise the dental  
24 coordinator or the Department as provided in this Act, except  
25 that the Department may disclose information and documents to  
26 (i) a federal, State, or local law enforcement agency pursuant

1 to a subpoena in an ongoing criminal investigation or (ii) a  
2 dental licensing authority of another state or jurisdiction  
3 pursuant to an official request made by that authority. Any  
4 information or documents disclosed by the Department to a  
5 federal, State, or local law enforcement agency may only be  
6 used by that agency for the investigation and prosecution of a  
7 criminal offense. Any information or documents disclosed by  
8 the Department to a dental licensing authority of another  
9 state or jurisdiction may only be used by that authority for  
10 investigations and disciplinary proceedings with regards to a  
11 license.

12 This subsection (f) applies only to causes of action  
13 accruing on or after the effective date of this amendatory Act  
14 of the 96th General Assembly.

15 (Source: P.A. 96-1221, eff. 7-23-10.)

16 (225 ILCS 25/26) (from Ch. 111, par. 2326)

17 (Section scheduled to be repealed on January 1, 2026)

18 Sec. 26. Disciplinary actions.

19 (a) In case the respondent, after receiving notice, fails  
20 to file an answer, his or her license may, in the discretion of  
21 the Secretary, having first received the recommendation of the  
22 Board, be suspended, revoked, placed on probationary status,  
23 or the Secretary may take whatever disciplinary or  
24 non-disciplinary action he or she may deem proper, including  
25 limiting the scope, nature, or extent of the person's practice

1 or the imposition of a fine, without a hearing, if the act or  
2 acts charged constitute sufficient grounds for such action  
3 under this Act.

4 (b) The Secretary may temporarily suspend the license of a  
5 dentist, ~~or~~ dental hygienist, or dental therapist without a  
6 hearing, simultaneous to the institution of proceedings for a  
7 hearing under this Act, if the Secretary finds that evidence  
8 in his or her possession indicates that a dentist's, ~~or~~ dental  
9 hygienist's, or dental therapist's continuation in practice  
10 would constitute an immediate danger to the public. In the  
11 event that the Secretary temporarily suspends the license of a  
12 dentist, ~~or~~ a dental hygienist, or a dental therapist without  
13 a hearing, a hearing by the Board must be held within 15 days  
14 after such suspension has occurred.

15 (c) The entry of a judgment by any circuit court  
16 establishing that any person holding a license under this Act  
17 is a person subject to involuntary admission under the Mental  
18 Health and Developmental Disabilities Code shall operate as a  
19 suspension of that license. That person may resume his or her  
20 practice only upon a finding by the Board that he or she has  
21 been determined to be no longer subject to involuntary  
22 admission by the court and upon the Board's recommendation to  
23 the Secretary that he or she be permitted to resume his or her  
24 practice.

25 (Source: P.A. 99-492, eff. 12-31-15.)

1 (225 ILCS 25/34) (from Ch. 111, par. 2334)

2 (Section scheduled to be repealed on January 1, 2026)

3 Sec. 34. Confidential information - disclosure. In all  
4 hearings conducted under this Act, information received,  
5 pursuant to law, relating to any information acquired by a  
6 dentist, ~~or~~ dental hygienist, or dental therapist in attending  
7 any patient in a professional character, and necessary to  
8 professionally serve such patient, shall be deemed strictly  
9 confidential and shall only be made available, either as part  
10 of the record of a hearing hereunder or otherwise: (1) when  
11 such record is required, in its entirety, for purposes of  
12 judicial review pursuant to this Act; or (2) upon the express,  
13 written consent of the patient, or in the case of his or her  
14 death or disability, his or her personal representative.

15 (Source: P.A. 84-365.)

16 (225 ILCS 25/36) (from Ch. 111, par. 2336)

17 (Section scheduled to be repealed on January 1, 2026)

18 Sec. 36. Reports of Violations - Immunity. Any person  
19 licensed under this Act, the Illinois State Dental Society,  
20 Illinois Dental Hygienists' ~~Hygienists~~ Association, or any  
21 other similar group or component society or member thereof, or  
22 any other person, may report to the Board any information such  
23 person, association or society may have which appears to show  
24 that a dentist, ~~or~~ dental hygienist, or dental therapist is or  
25 may be in violation of any of the provisions of this Act. Any

1 such person, association, or society, participating in good  
2 faith in the making of a report, under the Act, shall have  
3 immunity from any liability, civil, criminal or that otherwise  
4 might result by reason of such action. For the purpose of any  
5 proceedings, civil or criminal, the good faith of any such  
6 person, association, or society shall be presumed.

7 (Source: P.A. 85-946.)

8 (225 ILCS 25/37) (from Ch. 111, par. 2337)

9 (Section scheduled to be repealed on January 1, 2026)

10 Sec. 37. Unlicensed practice; injunctions. The practice of  
11 dentistry by any person not holding a valid and current  
12 license under this Act is declared to be inimical to the public  
13 welfare, to constitute a public nuisance, and to cause  
14 irreparable harm to the public welfare.

15 A person is considered to practice dentistry who:

16 (1) employs a dentist, dental hygienist, dental  
17 therapist, or other entity which can provide dental  
18 services under this Act;

19 (2) directs or controls the use of any dental  
20 equipment or material while such equipment or material is  
21 being used for the provision of dental services, provided  
22 that this provision shall not be construed to prohibit a  
23 person from obtaining professional advice or assistance in  
24 obtaining or from leasing the equipment or material,  
25 provided the advice, assistance, or lease does not

1 restrict or interfere with the custody, control, or use of  
2 the equipment or material by the person;

3 (3) directs, controls or interferes with a dentist's,  
4 ~~or~~ dental hygienist's , or dental therapist's clinical  
5 judgment; or

6 (4) exercises direction or control, by written  
7 contract, license, or otherwise, over a dentist, dental  
8 hygienist, dental therapist, or other entity which can  
9 provide dental services under this Act in the selection of  
10 a course of treatment; limitation of patient referrals;  
11 content of patient records; policies and decisions  
12 relating to refunds (if the refund payment would be  
13 reportable under federal law to the National Practitioner  
14 Data Bank) and warranties and the clinical content of  
15 advertising; and final decisions relating to employment of  
16 dental assistants, dental therapists, and dental  
17 hygienists. Nothing in this Act shall, however, be  
18 construed as prohibiting the seeking or giving of advice  
19 or assistance with respect to these matters.

20 The purpose of this Section is to prevent a non-dentist  
21 from influencing or otherwise interfering with the exercise of  
22 independent professional judgment by a dentist, dental  
23 hygienist, dental therapist, or other entity which can provide  
24 dental services under this Act. Nothing in this Section shall  
25 be construed to prohibit insurers and managed care plans from  
26 operating pursuant to the applicable provisions of the

1 Illinois Insurance Code under which the entities are licensed.

2 The Secretary, the Attorney General, the State's attorney  
3 of any county in the State, or any person may maintain an  
4 action in the name of the People of the State of Illinois, and  
5 may apply for injunctive relief in any circuit court to enjoin  
6 such person from engaging in such practice; and upon the  
7 filing of a verified petition in such court, the court if  
8 satisfied by affidavit, or otherwise, that such person has  
9 been engaged in such practice without a valid and current  
10 license so to do, may enter a temporary restraining order  
11 without notice or bond, enjoining the defendant from such  
12 further practice. Only the showing of non-licensure, by  
13 affidavit or otherwise, is necessary in order for a temporary  
14 injunction to issue. A copy of the verified complaint shall be  
15 served upon the defendant and the proceedings shall thereafter  
16 be conducted as in other civil cases except as modified by this  
17 Section. If it is established that the defendant has been, or  
18 is engaged in such unlawful practice, the court may enter an  
19 order or judgment perpetually enjoining the defendant from  
20 further such practice. In all proceedings hereunder the court,  
21 in its discretion, may apportion the costs among the parties  
22 interested in the action, including cost of filing the  
23 complaint, service of process, witness fees and expenses,  
24 court reporter charges and reasonable attorneys' fees. In case  
25 of violation of any injunctive order entered under the  
26 provisions of this Section, the court may summarily try and

1 punish the offender for contempt of court. Such injunction  
2 proceedings shall be in addition to, and not in lieu of, all  
3 penalties and other remedies provided in this Act.

4 This Section does not apply to an executor, administrator,  
5 guardian, or authorized representative contracting with  
6 another dentist or dentists to continue the operations of a  
7 deceased or incapacitated dentist's practice under Section  
8 38.2 of this Act.

9 (Source: P.A. 97-1013, eff. 8-17-12.)

10 (225 ILCS 25/38.1)

11 (Section scheduled to be repealed on January 1, 2026)

12 Sec. 38.1. Prohibition against interference by  
13 non-dentists. The purpose of this Section is to ensure that  
14 each dentist, ~~or~~ dental hygienist, or dental therapist  
15 practicing in this State meets minimum requirements for safe  
16 practice without clinical interference by persons not licensed  
17 under this Act. It is the legislative intent that dental  
18 services be provided only in accordance with the provisions of  
19 this Act and not be delegated to unlicensed persons.

20 Unless otherwise authorized by this Act, a dentist, ~~or~~  
21 dental hygienist, or dental therapist is prohibited from  
22 providing dental services in this State, if the dentist, ~~or~~  
23 dental hygienist, or dental therapist:

24 (1) is employed by any person other than a dentist to  
25 provide dental services, except as set forth in Section

1 38.2 of this Act; or

2 (2) allows any person other than another dentist to  
3 direct, control, or interfere with the dentist's, dental  
4 therapist's, or dental hygienist's clinical judgment.  
5 Clinical judgment shall include but not be limited to such  
6 matters as the dentist's, dental therapist's, or dental  
7 hygienist's selection of a course of treatment, limitation  
8 of patient referrals, content of patient records, policies  
9 and decisions relating to refunds (if the refund payment  
10 would be reportable under federal law to the National  
11 Practitioner Data Bank) and warranties and the clinical  
12 content of advertising, and final decisions relating to  
13 employment of dental assistants, dental therapists, and  
14 dental hygienists. This paragraph shall not be construed  
15 to limit a patient's right of informed consent. An  
16 executor, administrator, guardian, or authorized  
17 representative contracting with another dentist or  
18 dentists to continue the operations of a deceased or  
19 incapacitated dentist's practice under Section 38.2 of  
20 this Act who violates this paragraph (2) is subject to the  
21 civil penalties set forth in Section 8.5 of this Act.

22 (Source: P.A. 94-1028, eff. 1-1-07.)

23 (225 ILCS 25/51) (from Ch. 111, par. 2351)

24 (Section scheduled to be repealed on January 1, 2026)

25 Sec. 51. Dispensing drugs or medicine. Any dentist or

1 dental therapist who dispenses any drug or medicine shall  
2 dispense such drug or medicine in good faith and shall affix to  
3 the box, bottle, vessel or package containing the same a label  
4 indicating:

5 (a) the date on which such drug or medicine is  
6 dispensed;

7 (b) the name of the patient;

8 (c) the last name of the person dispensing such drug  
9 or medicine;

10 (d) the directions for use thereof; and

11 (e) the proprietary name or names or the established  
12 name or names of the drug or medicine, the dosage and  
13 quantity, except as otherwise authorized by regulation of  
14 the Department.

15 This Section shall not apply to drugs and medicines in a  
16 package which bears a label of the manufacturer containing  
17 information describing its contents which is in compliance  
18 with requirements of the Federal Food, Drug, and Cosmetic Act  
19 and the Illinois Food, Drug, and Cosmetic Act and which is  
20 dispensed without consideration by a dentist. "Drug" and  
21 "medicine" have the meanings ascribed to them in the Pharmacy  
22 Practice Act, as now or hereafter amended; "good faith" has  
23 the meaning ascribed to it in subsection (v) of Section 102 of  
24 the "Illinois Controlled Substances Act", as amended.

25 (Source: P.A. 95-689, eff. 10-29-07.)

1 (225 ILCS 25/54.2)

2 (Section scheduled to be repealed on January 1, 2026)

3 Sec. 54.2. Dental responders. A dentist, dental therapist,  
4 or dental hygienist who is a dental responder is deemed to be  
5 acting within the bounds of his or her license when providing  
6 disaster, immunizations, mobile, and humanitarian care during  
7 a declared local, State, or national emergency.

8 (Source: P.A. 99-25, eff. 1-1-16.)

9 (225 ILCS 25/54.3)

10 (Section scheduled to be repealed on January 1, 2026)

11 Sec. 54.3. Vaccinations.

12 (a) Notwithstanding Section 54.2 of this Act, a dentist or  
13 dental therapist may administer vaccinations upon completion  
14 of appropriate training set forth by rule and approved by the  
15 Department on appropriate vaccine storage, proper  
16 administration, and addressing contraindications and adverse  
17 reactions. Vaccinations shall be limited to patients 18 years  
18 of age and older pursuant to a valid prescription or standing  
19 order by a physician licensed to practice medicine in all its  
20 branches who, in the course of professional practice,  
21 administers vaccines to patients. Methods of communication  
22 shall be established for consultation with the physician in  
23 person or by telecommunications.

24 (b) Vaccinations administered by a dentist or dental  
25 therapist shall be limited to influenza (inactivated influenza

1 vaccine and live attenuated influenza intranasal vaccine).  
2 Vaccines shall only be administered by the dentist or dental  
3 therapist and shall not be delegated to an assistant or any  
4 other person. Vaccination of a patient by a dentist or dental  
5 therapist shall be documented in the patient's dental record  
6 and the record shall be retained in accordance with current  
7 dental recordkeeping standards. The dentist or dental  
8 therapist shall notify the patient's primary care physician of  
9 each dose of vaccine administered to the patient and shall  
10 enter all patient level data or update the patient's current  
11 record. The dentist or dental therapist may provide this  
12 notice to the patient's physician electronically. In addition,  
13 the dentist or dental therapist shall enter all patient level  
14 data on vaccines administered in the immunization data  
15 registry maintained by the Department of Public Health.

16 (c) A dentist or dental therapist shall only provide  
17 vaccinations under this Section if contracted with and  
18 credentialed by the patient's health insurance, health  
19 maintenance organization, or other health plan to specifically  
20 provide the vaccinations allowed under this Section. Persons  
21 enrolled in Medicare or Medicaid may only receive the  
22 vaccinations allowed for under this Section from dentists or  
23 dental therapists who are authorized to do so by the federal  
24 Centers for Medicare and Medicaid Services or the Department  
25 of Healthcare and Family Services.

26 (d) The Department shall adopt any rules necessary to

1 implement this Section.

2 (e) This Section is repealed on January 1, 2026.

3 (Source: P.A. 101-162, eff. 7-26-19.)

4 (225 ILCS 25/55) (from Ch. 111, par. 2355)

5 (Section scheduled to be repealed on January 1, 2026)

6 Sec. 55. Administrative Procedure Act. The Illinois  
7 Administrative Procedure Act is hereby expressly adopted and  
8 incorporated herein as if all of the provisions of that Act  
9 were included in this Act, except that the provision of  
10 subsection (d) of Section 10-65 of the Illinois Administrative  
11 Procedure Act that provides that at hearings the dentist, ~~or~~  
12 dental hygienist, or dental therapist has the right to show  
13 compliance with all lawful requirements for retention,  
14 continuation or renewal of the license is specifically  
15 excluded. For the purposes of this Act the notice required  
16 under Section 10-25 of the Administrative Procedure Act is  
17 deemed sufficient when mailed to the last known address of a  
18 party.

19 (Source: P.A. 88-45; 89-80, eff. 6-30-95; 89-116, eff.  
20 7-7-95.)

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