



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB2912

Introduced 2/16/2023, by Rep. Lance Yednock

SYNOPSIS AS INTRODUCED:

225 ILCS 25/4	from Ch. 111, par. 2304
225 ILCS 25/6.5 new	
225 ILCS 25/7	from Ch. 111, par. 2307
225 ILCS 25/11.5 new	
225 ILCS 25/20	from Ch. 111, par. 2320

Amends the Illinois Dental Practice Act. Adds provisions concerning the licensing of denturists by the Department of Financial and Professional Regulation, including qualifications, applications, examinations, and the creation of the Board of Dental Technology. Makes conforming changes. Effective immediately.

LRB103 30053 AMQ 56476 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 Section 4, 7, and 20 and by adding Sections 6.5 and
6 11.5 as follows:

7 (225 ILCS 25/4) (from Ch. 111, par. 2304)

8 (Section scheduled to be repealed on January 1, 2026)

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

10 "Address of record" means the designated address recorded
11 by the Department in the applicant's or licensee's application
12 file or license file as maintained by the Department's
13 licensure maintenance unit. It is the duty of the applicant or
14 licensee to inform the Department of any change of address and
15 those changes must be made either through the Department's
16 website or by contacting the Department.

17 "Department" means the Department of Financial and
18 Professional Regulation.

19 "Secretary" means the Secretary of Financial and
20 Professional Regulation.

21 "Board" means the Board of Dentistry.

22 "Dentist" means a person who has received a general
23 license pursuant to paragraph (a) of Section 11 of this Act and

1 who may perform any intraoral and extraoral procedure required
2 in the practice of dentistry and to whom is reserved the
3 responsibilities specified in Section 17.

4 "Dental hygienist" means a person who holds a license
5 under this Act to perform dental services as authorized by
6 Section 18.

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

10 "Expanded function dental assistant" means a dental
11 assistant who has completed the training required by Section
12 17.1 of this Act.

13 "Dental laboratory" means a person, firm or corporation
14 which:

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

20 (ii) utilizes or employs a dental technician to
21 provide such services; and

22 (iii) performs such functions only for a dentist or
23 dentists.

24 "Supervision" means supervision of a dental hygienist or a
25 dental assistant requiring that a dentist authorize the
26 procedure, remain in the dental facility while the procedure

1 is performed, and approve the work performed by the dental
2 hygienist or dental assistant before dismissal of the patient,
3 but does not mean that the dentist must be present at all times
4 in the treatment room.

5 "General supervision" means supervision of a dental
6 hygienist requiring that the patient be a patient of record,
7 that the dentist examine the patient in accordance with
8 Section 18 prior to treatment by the dental hygienist, and
9 that the dentist authorize the procedures which are being
10 carried out by a notation in the patient's record, but not
11 requiring that a dentist be present when the authorized
12 procedures are being performed. The issuance of a prescription
13 to a dental laboratory by a dentist does not constitute
14 general supervision.

15 "Public member" means a person who is not a health
16 professional. For purposes of board membership, any person
17 with a significant financial interest in a health service or
18 profession is not a public member.

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

23 "Branches of dentistry" means the various specialties of
24 dentistry which, for purposes of this Act, shall be limited to
25 the following: endodontics, oral and maxillofacial surgery,
26 orthodontics and dentofacial orthopedics, pediatric dentistry,

1 periodontics, prosthodontics, oral and maxillofacial
2 radiology, and dental anesthesiology.

3 "Specialist" means a dentist who has received a specialty
4 license pursuant to Section 11(b).

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

11 "Denture" means any removable full or partial upper or
12 lower prosthetic dental appliance to be worn in the human
13 mouth to replace any missing natural teeth.

14 "Denturist" means a person licensed under Section 11.5 to
15 engage in the practice of denture technology and who is
16 authorized within the person's scope of practice to provide to
17 the public full or partial upper or lower dentures or other
18 removable nonorthodontic dental appliances intended to be worn
19 in the human mouth.

20 "Practice of denture technology" means:

21 (1) constructing, repairing, relining, reproducing,
22 duplicating, supplying, fitting, or altering a denture or
23 other removable nonorthodontic dental appliance intended
24 to be worn in the human mouth in respect of which a service
25 is performed under paragraph (2); and

26 (2) the following services when performed for a

1 purpose listed in paragraph (1):

2 (A) the taking of impressions;

3 (B) the taking of bite registrations;

4 (C) try-ins of dentures or other removable
5 nonorthodontic dental appliances intended to be worn
6 in the human mouth; and

7 (D) insertions of dentures or other removable
8 nonorthodontic dental appliances intended to be worn
9 in the human mouth.

10 "Impaired dentist" or "impaired dental hygienist" means a
11 dentist or dental hygienist who is unable to practice with
12 reasonable skill and safety because of a physical or mental
13 disability as evidenced by a written determination or written
14 consent based on clinical evidence, including deterioration
15 through the aging process, loss of motor skills, abuse of
16 drugs or alcohol, or a psychiatric disorder, of sufficient
17 degree to diminish the person's ability to deliver competent
18 patient care.

19 "Nurse" means a registered professional nurse, a certified
20 registered nurse anesthetist licensed as an advanced practice
21 registered nurse, or a licensed practical nurse licensed under
22 the Nurse Practice Act.

23 "Patient of record" means a patient for whom the patient's
24 most recent dentist has obtained a relevant medical and dental
25 history and on whom the dentist has performed an examination
26 and evaluated the condition to be treated.

1 "Dental responder" means a dentist or dental hygienist who
2 is appropriately certified in disaster preparedness,
3 immunizations, and dental humanitarian medical response
4 consistent with the Society of Disaster Medicine and Public
5 Health and training certified by the National Incident
6 Management System or the National Disaster Life Support
7 Foundation.

8 "Mobile dental van or portable dental unit" means any
9 self-contained or portable dental unit in which dentistry is
10 practiced that can be moved, towed, or transported from one
11 location to another in order to establish a location where
12 dental services can be provided.

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

19 "Public health setting" means a federally qualified health
20 center; a federal, State, or local public health facility;
21 Head Start; a special supplemental nutrition program for
22 Women, Infants, and Children (WIC) facility; a certified
23 school-based health center or school-based oral health
24 program; a prison; or a long-term care facility.

25 "Public health supervision" means the supervision of a
26 public health dental hygienist by a licensed dentist who has a

1 written public health supervision agreement with that public
2 health dental hygienist while working in an approved facility
3 or program that allows the public health dental hygienist to
4 treat patients, without a dentist first examining the patient
5 and being present in the facility during treatment, (1) who
6 are eligible for Medicaid or (2) who are uninsured and whose
7 household income is not greater than 200% of the federal
8 poverty level.

9 "Teledentistry" means the use of telehealth systems and
10 methodologies in dentistry and includes patient care and
11 education delivery using synchronous and asynchronous
12 communications under a dentist's authority as provided under
13 this Act.

14 (Source: P.A. 101-64, eff. 7-12-19; 101-162, eff. 7-26-19;
15 102-93, eff. 1-1-22; 102-588, eff. 8-20-21; 102-936, eff.
16 1-1-23.)

17 (225 ILCS 25/6.5 new)

18 Sec. 6.5. Board of Denture Technology.

19 (a) There is created a Board of Dental Technology, which
20 is composed of the following persons appointed by the
21 Secretary: 4 must have practiced denture technology for a
22 period of 5 or more years; one must be an dentist licensed
23 under this Act; and 2 must be members of the public who do not
24 possess the professional qualifications of other members and
25 who are not a spouse, domestic partner, child, parent, or

1 sibling of an active licensed denturist or dentist. The
2 membership of the Board shall include only residents from
3 various geographic areas of this State and shall include at
4 least some graduates from various institutions of dental
5 education in this State. In making appointments to the Board,
6 the Secretary shall give due consideration to recommendations
7 by organizations of the dental profession in Illinois,
8 including the Illinois State Dental Society, and shall
9 promptly give due notice to such organizations of any vacancy
10 in the membership of the Board.

11 (b) The board shall annually elect a chairman and
12 vice-chairman who shall be individuals who have practiced
13 denture technology for a period of 5 or more years.

14 (c) Terms for all members shall be for 4 years. Partial
15 terms over 2 years in length shall be considered as full terms.
16 A member may be reappointed for a successive term, but no
17 member shall serve more than 2 full terms in his or her
18 lifetime.

19 (d) The Secretary may terminate the appointment of any
20 member for cause which in the opinion of the Secretary
21 reasonably justifies such termination. A vacancy in the
22 membership of the Board shall not impair the right of a quorum
23 to exercise all the rights and perform all the duties of the
24 Board.

25 (e) Any action to be taken by the Board under this Act may
26 be authorized by resolution at any regular or special meeting,

1 and each such resolution shall take effect immediately.

2 (f) The Board shall meet at least quarterly. The members
3 of the Board shall each receive as compensation a reasonable
4 sum as determined by the Secretary for each day actually
5 engaged in the duties of the office, and all legitimate and
6 necessary expense incurred in attending the meetings of the
7 Board.

8 (g) Members of the Board shall be immune from suit in any
9 action based upon any disciplinary proceedings or other
10 activities performed in good faith as members of the Board.

11 (225 ILCS 25/7) (from Ch. 111, par. 2307)

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

13 Sec. 7. Recommendations by the Board. The Secretary may
14 consider the recommendations of the Board of Dentistry or the
15 Board of Denture Technology in establishing guidelines for
16 professional conduct, for the conduct of formal disciplinary
17 proceedings brought under this Act, and for establishing
18 guidelines for qualifications of applicants. Notice of
19 proposed rulemaking shall be transmitted to the Board of
20 Dentistry or the Board of Denture Technology and the
21 Department shall review the response of the Board of Dentistry
22 or the Board of Denture Technology and any recommendations
23 made therein. The Department may, at any time, seek the expert
24 advice and knowledge of the Board of Dentistry or the Board of
25 Denture Technology on any matter relating to the

1 administration or enforcement of this Act. The action or
2 report in writing of a majority of the Board of Dentistry or
3 the Board of Denture Technology shall be sufficient authority
4 upon which the Secretary may act.

5 Whenever the Secretary is satisfied that substantial
6 justice has not been done either in an examination or in the
7 revocation, suspension or refusal to issue a license, the
8 Secretary may order a reexamination or rehearing.

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

10 (225 ILCS 25/11.5 new)

11 Sec. 11.5. Necessity for licensure of denturist.

12 (a) On or after January 1, 2024, unless a person holds an
13 active license issued under this Section, a person may not:

14 (1) engage, or offer to engage, in the practice of
15 denture technology; or

16 (2) use in connection with the name of the person the
17 word "denturist" or any other words, letters, or
18 abbreviations or insignia tending to indicate that such
19 person is engaged in the practice of denture technology.

20 (b) This Section does not apply to:

21 (1) a person acting under the supervision of a
22 denturist.

23 (2) the practice of dentistry or medicine by persons
24 authorized to do so by this State.

25 (3) a student of denture technology in pursuit of

1 clinical studies under an approved school program, or a
2 person having met the formal educational requirements, who
3 is operating, for no more than 2 years, under the direct
4 supervision of a denturist or a licensed dentist in
5 pursuit of practical clinical experience as required for
6 licensure under this Act.

7 (c) The Department shall issue a license to practice
8 denture technology to an applicant who, in addition to
9 submitting an application and paying the applicable fees
10 established by rule:

11 (1) provides to the Department official transcripts
12 verifying completion of an associate degree program in
13 denture technology, or the equivalent in formal,
14 post-secondary education, approved by the Department;

15 (2) provides to the Department documentation of 1,000
16 hours of supervised clinical practice in denture
17 technology, completed while enrolled in or after having
18 completed a course of study offered in a post-secondary
19 educational institution, or through equivalent supervised
20 experience, as determined by the Department;

21 (3) passes a written and a practical examination
22 prescribed, recognized, or approved by the Board of
23 Denture Technology. An applicant who fails the practical
24 examination must complete additional hours of clinical and
25 laboratory training in an approved work experience
26 program, as determined by the Board of Denture Technology,

1 to qualify for reexamination; and

2 (4) meets other requirements established by the
3 Department by rule.

4 The educational program required by paragraph (1) of this
5 subsection (c) must include pertinent courses in anatomy,
6 including histology, microbiology, physiology, pharmacology,
7 pathology emphasizing periodontology, dental materials,
8 medical emergencies, geriatrics, professional ethics, clinical
9 denture technology and denture laboratory technology. The
10 board may accept educational training obtained in any other
11 state or country if, upon review of satisfactory evidence, the
12 Department determines that the educational program in the
13 other state or country meets the educational standards
14 prescribed in this Section.

15 An applicant meets the requirements of paragraph (1) or
16 (2) of this subsection if the applicant provides the
17 Department with documentation of military training or
18 experience that the Department determines is substantially
19 equivalent to the training or experience required by
20 subsection (1) or (2) of this subsection.

21 The Department may adopt rules providing for waiver of the
22 practical examination requirement.

23 (d) The Department may adopt rules allowing for issuance
24 of a temporary license to practice denture technology.

25 (e) Examinations of applicants for licensure under this
26 Section shall be held at least once a year at such times and

1 places as the State Board of Denture Technology may determine.
2 Timely and appropriate notice shall be given to each
3 applicant. The examination shall be sufficiently thorough to
4 determine the qualifications, fitness, and ability of the
5 applicant to practice denture technology. The examination may
6 be in the form of written, oral, or practical demonstration of
7 skills, or a combination of any such types. The examination
8 shall cover at least subjects listed in subsection (c) and any
9 additional subjects required by the Department by rule that
10 are based on changes in industry technology, health care
11 delivery systems, client safety, or scientific infection
12 control techniques.

13 (f) The Department may issue a license to practice denture
14 technology, without examination, to any person who:

15 (1) submits an application and pays the applicable
16 fees established by rule;

17 (2) has satisfied the educational requirements of this
18 Section;

19 (3) is a denturist licensed under the laws of any
20 other state, the District of Columbia, Canada, or a
21 territory of the United States, and the standards for
22 licensing of denturists in the licensing jurisdiction are
23 determined by the Department to be substantially
24 equivalent to those of this Section;

25 (4) has passed a written and practical examination
26 that the Department determines to be substantially

1 equivalent to the examination required for licensure in
2 this State; and

3 (5) has engaged in the full-time active practice of
4 denture technology as a licensed denturist in another
5 jurisdiction for a minimum of 2 years immediately
6 preceding the date of application for licensure under this
7 Section.

8 (225 ILCS 25/20) (from Ch. 111, par. 2320)

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

10 Sec. 20. Display of licenses. Any person licensed to
11 practice dentistry, denture technology, or dental hygiene in
12 this State by the Department as hereinbefore provided, shall
13 at all times display such license or duplicate original
14 thereof in a conspicuous place, in his or her office wherein he
15 or she shall practice such profession, and shall further,
16 whenever requested, exhibit such license to any of the members
17 of the Department or its authorized agent. Upon proof by
18 affidavit, the Department shall provide a duplicate if such
19 person establishes that his or her license is lost or stolen or
20 that he or she practices at multiple locations.

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

22 Section 99. Effective date. This Act takes effect upon
23 becoming law.