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# SENATE BILL No. 590

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 25-13; IC 25-14.

**Synopsis:** Dental matters. Requires a dental hygienist and a dentist to pay a \$20 compliance fee for license renewal. Repeals provisions requiring that continuing education courses for dental hygienists and dentists be made available in all Indiana geographic regions. Sets forth requirements for dental applicants who have graduated from an unaccredited dental college located outside the United States. Allows the state board of dentistry to issue a limited voluntary charitable permit if specified conditions are met. Prohibits a person other than a licensed dentist from owning, operating, conducting, or maintaining a dental practice, office, or clinic, and makes exceptions. Allows an individual with an instructor's license to apply for and hold a controlled substance registration. Removes a requirement that dentures must include a patient's Social Security number.

**Effective:** July 1, 2013.

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January 15, 2013, read first time and referred to Committee on Health and Provider Services.

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First Regular Session 118th General Assembly (2013)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2012 Regular Session of the General Assembly.

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## SENATE BILL No. 590



A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 25-13-1-8, AS AMENDED BY P.L.103-2011,
- 2 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 3 JULY 1, 2013]: Sec. 8. (a) A license to practice dental hygiene in
- 4 Indiana may be issued to candidates who pass an examination
- 5 administered by an entity that has been approved by the board. The
- 6 license shall be valid for the remainder of the renewal period in effect
- 7 on the date the license was issued.
- 8 (b) Prior to the issuance of the license, the applicant shall pay a fee
- 9 set by the board under section 5 of this chapter. A license issued by the
- 10 board expires on a date specified by the Indiana professional licensing
- 11 agency under IC 25-1-5-4(k) of each even-numbered year.
- 12 (c) An applicant for license renewal must satisfy the following
- 13 conditions:
- 14 (1) Pay:
- 15 (A) the renewal fee set by the board under section 5 of this
- 16 chapter on or before the renewal date specified by the Indiana
- 17 professional licensing agency in each even-numbered year;



1           **and**

2           **(B) a compliance fee of twenty dollars (\$20) to be deposited**  
 3           **in the compliance officer fund established by**  
 4           **IC 25-14-1-3.7.**

5           (2) Subject to IC 25-1-4-3, provide the board with a sworn  
 6           statement signed by the applicant attesting that the applicant has  
 7           fulfilled the continuing education requirements under IC 25-13-2.

8           (3) Be currently certified or successfully complete a course in  
 9           basic life support through a program approved by the board. The  
 10          board may waive the basic life support requirement for applicants  
 11          who show reasonable cause.

12          (d) If the holder of a license does not renew the license on or before  
 13          the renewal date specified by the Indiana professional licensing agency,  
 14          the license expires and becomes invalid without any action by the  
 15          board.

16          (e) A license invalidated under subsection (d) may be reinstated by  
 17          the board in three (3) years or less after such invalidation if the holder  
 18          of the license meets the requirements under IC 25-1-8-6(c).

19          (f) If a license remains invalid under subsection (d) for more than  
 20          three (3) years, the holder of the invalid license may obtain a reinstated  
 21          license by meeting the requirements for reinstatement under  
 22          IC 25-1-8-6(d). The board may require the licensee to participate in  
 23          remediation or pass an examination administered by an entity approved  
 24          by the board.

25          (g) The board may require the holder of an invalid license who files  
 26          an application under this subsection to appear before the board and  
 27          explain why the holder failed to renew the license.

28          (h) The board may adopt rules under section 5 of this chapter  
 29          establishing requirements for the reinstatement of a license that has  
 30          been invalidated for more than three (3) years.

31          (i) The license to practice must be displayed at all times in plain  
 32          view of the patients in the office where the holder is engaged in  
 33          practice. No person may lawfully practice dental hygiene who does not  
 34          possess a license and its current renewal.

35          (j) Biennial renewals of licenses are subject to the provisions of  
 36          IC 25-1-2.

37          SECTION 2. IC 25-13-2-14 IS REPEALED [EFFECTIVE JULY 1,  
 38          2013]. ~~Sec. 14. Continuing education courses must be made available~~  
 39          ~~in all geographical regions of Indiana.~~

40          SECTION 3. IC 25-14-1-3, AS AMENDED BY P.L.103-2011,  
 41          SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 42          JULY 1, 2013]: Sec. 3. (a) A person desiring to begin the practice of

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1 dentistry in Indiana shall procure from the board a license to practice  
 2 dentistry in Indiana. **Except as provided in section 4.5 of this**  
 3 **chapter**, to procure the license, the applicant must submit to the board  
 4 proof of graduation from a dental college recognized by the board. The  
 5 board may recognize dental schools accredited by the Commission on  
 6 Dental Accreditation of the American Dental Association, if the board  
 7 is satisfied that the recognition is consistent with the board's  
 8 requirements. Every applicant must pass an examination administered  
 9 by an entity approved by the board and may not take any portion of the  
 10 examination more than three (3) times.

11 (b) A fee paid under this article may not be refunded.

12 SECTION 4. IC 25-14-1-3.7, AS ADDED BY P.L.103-2011,  
 13 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 14 JULY 1, 2013]: Sec. 3.7. (a) The dental compliance fund is established  
 15 to provide funds for administering and enforcing the provisions of this  
 16 article, including investigating and taking enforcement action against  
 17 violators of:

- 18 (1) IC 25-1-9 concerning an individual licensed under IC 25-13
- 19 or this article;
- 20 (2) IC 25-13; and
- 21 (3) this article.

22 The fund shall be administered by the Indiana professional licensing  
 23 agency.

24 (b) The expenses of administering the fund shall be paid from the  
 25 money in the fund. The fund consists of:

- 26 **(1) compliance fees paid under IC 25-13-1-8 and section 10(a)**
- 27 **of this chapter; and**
- 28 **(2) fines and civil penalties collected through investigations of**
- 29 **violations of:**

- 30 ~~(1)~~ **(A)** IC 25-1-9 concerning individuals licensed under
- 31 IC 25-13 or this article;
- 32 ~~(2)~~ **(B)** IC 25-13; and
- 33 ~~(3)~~ **(C)** this article;

34 conducted by the board or the attorney general.

35 (c) The treasurer of state shall invest the money in the fund not  
 36 currently needed to meet the obligations of the fund in the same  
 37 manner as other public money may be invested.

38 (d) Money in the fund at the end of a state fiscal year does not revert  
 39 to the state general fund.

40 (e) The attorney general and the Indiana professional licensing  
 41 agency may enter into a memorandum of understanding to provide the  
 42 attorney general with funds to conduct investigations and pursue

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1 enforcement action against violators of:

- 2 (1) IC 25-1-9 if the individual is licensed under IC 25-13 or this  
 3 article;  
 4 (2) IC 25-13; and  
 5 (3) this article.

6 (f) The attorney general and the Indiana professional licensing  
 7 agency shall present any memorandum of understanding under  
 8 subsection (e) annually to the board for review.

9 SECTION 5. IC 25-14-1-4.5 IS ADDED TO THE INDIANA CODE  
 10 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 11 1, 2013]: **Sec. 4.5. (a) An applicant for a license under this article  
 12 who is a graduate of an unaccredited dental college located outside  
 13 the United States must meet the following requirements in order to  
 14 be granted a license:**

- 15 (1) Apply for a license on a form prescribed by the board.  
 16 (2) Pass an English proficiency examination approved by the  
 17 board.  
 18 (3) Is at least eighteen (18) years of age.  
 19 (4) Has not been convicted of a crime that has a direct bearing  
 20 on the applicant's ability to practice competently.  
 21 (5) Pass the following examinations administered by the  
 22 board:

- 23 (A) A written jurisprudence examination.  
 24 (B) A basic science and laboratory examination described  
 25 in subsection (c).

26 (6) Has successfully completed a clinical training program of  
 27 at least two (2) years in one (1) of the following:

28 (A) An accredited institution that reasonably assures a  
 29 level of competency equal to that of graduates of  
 30 accredited dental colleges, as determined by the board.

31 (B) A general practice residency program at an accredited  
 32 institution.

33 (C) An advanced education in a general dentistry program  
 34 from an accredited institution.

35 (7) Meets at least one (1) of the following requirements:

36 (A) Has taken a clinical examination that has been  
 37 approved by the board and has received a passing score on  
 38 the examination.

39 (B) Has taken an examination administered by the board  
 40 and has received a passing score on the examination.

41 (C) Possesses a license in good standing from another state  
 42 and has legally engaged in the practice of dentistry in:

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- (i) the other state;
  - (ii) the United States Armed Services;
  - (iii) the United States Public Health Service; or
  - (iv) the United States Department of Veterans Affairs;
- for the immediate five (5) years preceding the application.

(b) The board, at its discretion, may waive the requirements of subsection (a)(2).

(c) The basic science and laboratory test required under subsection (a)(5) must be provided by an accredited institution and examine at a minimum the applicant's competency in providing oral health care within the scope of general dentistry for children, adults, and individuals who are medically compromised. The examination must test the following:

- (1) Patient assessment and diagnosis.
- (2) Comprehensive treatment planning.
- (3) Health promotion and disease prevention.
- (4) Informed consent.
- (5) Anesthesia, pain, and anxiety control.
- (6) Restoration of teeth.
- (7) Replacement of teeth.
- (8) Periodontal therapy.
- (9) Pulp therapy.
- (10) Oral mucosal disorders.
- (11) Hard and soft tissue surgery.
- (12) Dental emergencies.
- (13) Malocclusion and space management.
- (14) Evaluation of treatment outcomes.
- (15) Appropriate life support measures for medical emergencies.

SECTION 6. IC 25-14-1-5.5, AS ADDED BY P.L.103-2011, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 5.5. (a) The board may issue a limited dental faculty permit. An applicant for a permit under this section must meet the following requirements:

- (1) Be a graduate of an American Dental Association ~~accredited~~ **recognized** dental program, as determined by the board.
- (2) Be employed by ~~an accredited~~ **a recognized** dental school.

(b) An individual granted a limited dental faculty permit under this section:

- (1) may use the permit only to practice at the school where the individual is employed and as a part of the individual's research or teaching responsibilities; and

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1 (2) may not use the permit to obtain:

2 (A) a license under section 3 of this chapter; or

3 (B) reciprocity or endorsement under this article.

4 (c) The board shall set the permit fee under section 13 of this  
5 chapter.

6 SECTION 7. IC 25-14-1-5.7 IS ADDED TO THE INDIANA CODE  
7 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
8 1, 2013]: **Sec. 5.7. (a) The board may issue a limited voluntary  
9 charitable permit. An applicant for a permit under this section  
10 must meet the following requirements:**

11 (1) Is:

12 (A) licensed under this article;

13 (B) the holder of an inactive license under section 27.1 of  
14 this chapter; or

15 (C) licensed as a dentist in another state and is in good  
16 standing with that state's licensing agency.

17 (2) Provides proof that either:

18 (A) the individual; or

19 (B) the clinic;

20 has malpractice insurance that covers the individual.

21 (3) Plans to provide, without compensation, dental care to  
22 individuals who are indigent, in critical need, or uninsured.

23 (b) An individual practicing under a permit issued under this  
24 section may not distribute, dispense, or administer a controlled  
25 substance.

26 (c) A permit issued under this section expires ninety (90) days  
27 from issuance.

28 SECTION 8. IC 25-14-1-10, AS AMENDED BY P.L.105-2008,  
29 SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
30 JULY 1, 2013]: **Sec. 10. (a) Unless renewed, a license issued by the  
31 board expires on a date specified by the agency under IC 25-1-5-4(k).  
32 An applicant for renewal shall pay the renewal fee set by the board  
33 under section 13 of this chapter on or before the renewal date specified  
34 by the agency. In addition to the renewal fee set by the board, an  
35 applicant for renewal shall pay a compliance fee of twenty dollars  
36 (\$20) to be deposited in the compliance officer fund established by  
37 section 3.7 of this chapter.**

38 (b) The license shall be properly displayed at all times in the office  
39 of the person named as the holder of the license, and a person may not  
40 be considered to be in legal practice if the person does not possess the  
41 license and renewal card.

42 (c) If a holder of a dental license does not renew the license on or

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1 before the renewal date specified by the agency, without any action by  
 2 the board the license together with any related renewal card is  
 3 invalidated.

4 (d) Except as provided in section 27.1 of this chapter, a license  
 5 invalidated under subsection (c) may be reinstated by the board in three  
 6 (3) years or less after its invalidation if the holder of the license meets  
 7 the requirements under IC 25-1-8-6(c).

8 (e) Except as provided in section 27.1 of this chapter, if a license  
 9 remains invalid under subsection (c) for more than three (3) years, the  
 10 holder of the invalid license may obtain a reinstated license by  
 11 satisfying the requirements for reinstatement under IC 25-1-8-6(d).

12 (f) The board may require the holder of an invalid license who files  
 13 an application under this subsection to appear before the board and  
 14 explain why the holder failed to renew the license.

15 (g) The board may adopt rules under section 13 of this chapter  
 16 establishing requirements for the reinstatement of a license that has  
 17 been invalidated for more than three (3) years. The fee for a duplicate  
 18 license to practice as a dentist is subject to IC 25-1-8-2.

19 (h) Biennial renewal of licenses is subject to IC 25-1-2.

20 (i) Subject to IC 25-1-4-3, an application for renewal of a license  
 21 under this section must contain a sworn statement signed by the  
 22 applicant attesting that the applicant has fulfilled the continuing  
 23 education requirements under IC 25-14-3.

24 SECTION 9. IC 25-14-1-23, AS AMENDED BY P.L.134-2008,  
 25 SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 26 JULY 1, 2013]: Sec. 23. (a) A person is practicing dentistry within the  
 27 meaning of this chapter if the person does any of the following:

28 (1) Uses the word "dentist" or "dental surgeon", the letters  
 29 "D.D.S." or "D.M.D.", or other letters or titles in connection with  
 30 dentistry.

31 (2) Directs and controls the treatment of patients within a place  
 32 where dental services are performed.

33 (3) Advertises or permits to be advertised by sign, card, circular,  
 34 handbill, newspaper, radio, or otherwise that the person can or  
 35 will attempt to perform dental operations of any kind.

36 (4) Offers to diagnose or professes to diagnose or treats or  
 37 professes to treat any of the lesions or diseases of the human oral  
 38 cavity, teeth, ~~gums~~, **gingiva**, or maxillary or mandibular  
 39 structures.

40 (5) Extracts human teeth or corrects malpositions of the teeth or  
 41 jaws.

42 (6) Except as provided in IC 25-13-1-10.5 and IC 25-13-1-10.6,

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- 1 administers dental anesthetics.
- 2 (7) Uses x-ray pictures for dental diagnostic purposes.
- 3 (8) Makes **oral images**, impressions, or casts of any oral tissues
- 4 or structures for the purpose of diagnosis or treatment thereof or
- 5 for the construction, repair, reproduction, or duplication of any
- 6 prosthetic device to alleviate or cure any oral lesion or replace any
- 7 lost oral structures, tissue, or teeth.
- 8 (9) Advertises to the public by any method, except trade and
- 9 professional publications, to furnish, supply, construct, reproduce,
- 10 repair, or adjust any prosthetic denture, bridge, appliance, or other
- 11 structure to be worn in the human mouth.
- 12 (10) **Except as provided in subsection (i), owns, operates,**
- 13 **conducts, or maintains a dental practice, office, or clinic, or is**
- 14 the employer of a dentist who is hired to provide dental services.
- 15 (11) Directs or controls the use of dental equipment or dental
- 16 material while the equipment or material is being used to provide
- 17 dental services. However, a person may lease or provide advice
- 18 or assistance concerning dental equipment or dental material if
- 19 the person does not restrict or interfere with the custody, control,
- 20 or use of the equipment or material by the dentist. This
- 21 subdivision does not prevent a dental hygienist who is licensed
- 22 under IC 25-13 from owning dental equipment or dental materials
- 23 within the dental hygienist's scope of practice.
- 24 (12) Directs, controls, or interferes with a dentist's clinical
- 25 judgment.
- 26 (13) Exercises direction or control over a dentist through a written
- 27 contract concerning the following areas of dental practice:
- 28 (A) The selection of a patient's course of treatment.
- 29 (B) Referrals of patients, except for requiring referrals to be
- 30 within a specified provider network, subject to the exceptions
- 31 under IC 27-13-36-5.
- 32 (C) Content of patient records.
- 33 (D) Policies and decisions relating to refunds, if the refund
- 34 payment would be reportable under federal law to the National
- 35 Practitioner Data Bank, and warranties.
- 36 (E) The clinical content of advertising.
- 37 (F) Final decisions relating to the employment of dental office
- 38 personnel.
- 39 However, this subdivision does not prohibit a person from
- 40 providing advice or assistance concerning the areas of dental
- 41 practice referred to in this subdivision or an insurer (as defined in
- 42 IC 27-1-26-1) from carrying out the applicable provisions of

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1 IC 27 under which the insurer is licensed.  
2 However, a person does not have to be a dentist to be a manufacturer  
3 of dental prostheses.

4 (b) In addition to subsection (a), a person is practicing dentistry who  
5 directly or indirectly by any means or method furnishes, supplies,  
6 constructs, reproduces, repairs, or adjusts any prosthetic denture,  
7 bridge, appliance, or any other structure to be worn in the human  
8 mouth and delivers the resulting product to any person other than the  
9 duly licensed dentist upon whose written work authorization the work  
10 was performed. A written work authorization shall include the  
11 following:

- 12 (1) The name and address of the dental laboratory to which it is  
13 directed.
- 14 (2) The case identification.
- 15 (3) A specification of the materials to be used.
- 16 (4) A description of the work to be done and, if necessary,  
17 diagrams thereof.
- 18 (5) The date of issuance of the authorization.
- 19 (6) The signature and address of the licensed dentist or other  
20 dental practitioner by whom the work authorization is issued.

21 A separate work authorization shall be issued for each patient of the  
22 issuing licensed dentist or other dental practitioner for whom dental  
23 technological work is to be performed.

24 (c) This section shall not apply to those procedures which a legally  
25 licensed and practicing dentist may delegate to a dental assistant as to  
26 which procedures the dentist exercises direct supervision and  
27 responsibility.

28 (d) Procedures delegated by a dentist may not include the following:

- 29 (1) Those procedures which require professional judgment and  
30 skill such as diagnosis, treatment planning, the cutting of hard or  
31 soft tissues, or any intraoral impression which would lead to the  
32 fabrication of a final prosthetic appliance.
- 33 (2) Except for procedures described in subsections (g) and (h),  
34 procedures delegated to a dental assistant may not include  
35 procedures allocated under IC 25-13-1 to a licensed dental  
36 hygienist.

37 (e) This chapter shall not prevent dental students from performing  
38 dental operations under the supervision of competent instructors within  
39 the dental school or a university recognized by the board or in any  
40 public clinic under the supervision of the authorized superintendent of  
41 such clinic authorized under the authority and general direction of the  
42 board of health or school board of any city or town in Indiana.

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1 (f) Licensed pharmacists of this state may fill prescriptions of  
 2 licensed dentists of this state for any drug necessary in the practice of  
 3 dentistry.

4 (g) Notwithstanding IC 25-13-1-11(4), a dental assistant who has  
 5 completed a board approved curriculum may apply medicaments for  
 6 the control or prevention of dental caries under the direct supervision  
 7 of a licensed dentist. The curriculum must include instruction on the  
 8 following:

- 9 (1) Ethics and jurisprudence.
- 10 (2) Reasons for fluorides.
- 11 (3) Systemic fluoride.
- 12 (4) Topical fluoride.
- 13 (5) Fluoride application.
- 14 (6) Laboratory work on topical fluoride applications and patient  
 15 competency.

16 (h) Notwithstanding IC 25-13-1-11(3), a dental assistant who has  
 17 completed a board approved curriculum may polish the coronal surface  
 18 of teeth under the direct supervision of a licensed dentist. The  
 19 curriculum must include instruction on the following:

- 20 (1) Ethics and jurisprudence.
- 21 (2) Plaque and materia alba.
- 22 (3) Intrinsic and extrinsic stain.
- 23 (4) Abrasive agents.
- 24 (5) Use of a slow speed hand piece, prophy cup, and occlusal  
 25 polishing brush.
- 26 (6) Theory of selective polishing.
- 27 (7) Laboratory work concerning slow speed hand piece, hand  
 28 dexterity, and patient competency.

29 **(i) Notwithstanding subsection (a)(10) and subject to subsection**  
 30 **(j), the following may own or operate a dental office or clinic:**

- 31 **(1) The Indiana University School of Dentistry.**
- 32 **(2) A local unit.**
- 33 **(3) An institution or program accredited by the Commission**  
 34 **on Dental Accreditation of the American Dental Association**  
 35 **for the purposes of providing education and training.**
- 36 **(4) A nonprofit entity organized under Indiana law.**
- 37 **(5) A nonprofit charitable organization that is exempt from**  
 38 **federal income taxation under Section 501(c)(3) of the**  
 39 **Internal Revenue Code that is determined by the board to be**  
 40 **providing dental services by volunteer licensed dentists to**  
 41 **populations with limited access to dental care at a**  
 42 **substantially reduced charge or no charge.**



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- (j) A person described in subsection (i) must do the following:**
    - (1) Register with the board.**
    - (2) Name an active dentist licensed under this article as the dental director with the responsibilities for the clinical practice of dentistry, including the following:**
      - (A) Diagnosing of conditions within the human oral cavity and the adjacent tissues and structures.**
      - (B) Prescribing drugs that are administered to patients within the scope of practice of a dentist.**
      - (C) Providing a treatment plan for a dental patient.**
      - (D) Overseeing quality of patient care that is rendered or performed in the practice of dentistry.**
      - (E) Supervising dental hygienists, dental assistants, and other personnel involved in direct patient care, including authorization of the provision for procedures performed by these individuals.**
      - (F) Retaining patient dental records in accordance with laws and rules.**
      - (G) Ensuring that each dental patient receiving services has a dentist of record.**
    - (3) Maintain current records of the names of licensed dentists who supervise the clinical activities of dental hygienists, dental assistants, and other personnel who are involved in direct patient care at the entity and make these records available to the board upon the board's request.**
  - (k) This section does not preclude a person or entity that is not licensed by the board from any of the following:**
    - (1) Ownership or leasehold of a tangible or intangible asset used in a dental office or clinic, including real property, furnishings, equipment, and inventory, but not including patients' dental records relating to clinical dental care.**
    - (2) Employment of or contracting for the services of personnel other than licensed dentists.**
    - (3) Management of the business aspects of a dental office or clinic that are not related to the clinical practice of dentistry.**
    - (4) Ownership interest in a dentist office or clinic if the ownership interest is held by an administrator, executor, personal representative, guardian, conservator, or the estate of a former shareholder, member, or partner for a period not to exceed twelve (12) months following the creation of the ownership interest.**
- The board may extend the ownership period described in

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1 **subdivision (4) for an additional six (6) month period if the person**  
 2 **notifies the board in writing not later than thirty (30) days before**  
 3 **the expiration of the twelve (12) month period.**

4 SECTION 10. IC 25-14-1-27.5, AS AMENDED BY P.L.103-2011,  
 5 SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 6 JULY 1, 2013]: Sec. 27.5. (a) The board may issue an instructor's  
 7 license to an individual who is not otherwise licensed to practice  
 8 dentistry in Indiana if the individual meets the following conditions:

9 (1) The individual has been licensed or has had the equivalent of  
 10 a license for five (5) of the preceding nine (9) years to practice  
 11 dentistry in the United States or in any country, territory, or other  
 12 recognized jurisdiction.

13 (2) The individual has been approved under the credentialing  
 14 process of an Indiana school of dentistry or an affiliated medical  
 15 center of an Indiana school of dentistry that is accredited by:

16 (A) the American Dental Association Commission on Dental  
 17 Accreditation; or

18 (B) the Joint Commission on Accreditation of Health Care  
 19 Organizations.

20 (3) The individual has successfully documented or demonstrated  
 21 clinical and academic competency to the board.

22 (4) The individual is fluent in the English language.

23 (5) The individual passes the written law examination  
 24 administered by the board.

25 (6) The individual meets the continuing education requirements  
 26 required by IC 25-14-3.

27 (7) The individual pays the licensing fee set by the board under  
 28 subsection (f).

29 (b) A license issued under this section must be held by the Indiana  
 30 school of dentistry for which the licensee is employed.

31 (c) A license issued under this section does not meet the  
 32 requirements of section 16 of this chapter and may not be used to  
 33 obtain a general dentistry license under this article.

34 (d) A licensee under this section may teach and practice dentistry  
 35 only at or on behalf of an Indiana school of dentistry or an affiliated  
 36 medical center of an Indiana school of dentistry.

37 (e) An instructor's license is valid only during the time the licensee  
 38 is employed or has a valid employment contract for a full-time faculty  
 39 position at the Indiana school of dentistry or an affiliated medical  
 40 center. The Indiana school of dentistry or the affiliated medical center  
 41 shall notify the board in writing upon the termination of the  
 42 employment contract of an individual who is issued a license under this

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1 section and surrender the license not later than thirty (30) days after the  
2 licensee's employment ceases.

3 (f) The board shall set a fee for the issuance and renewal of a license  
4 under this section.

5 (g) Unless renewed, a license issued by the board under this section  
6 expires annually on a date specified by the agency under IC 25-1-5-4.  
7 An applicant for renewal must pay the renewal fee set by the board on  
8 or before the renewal date specified by the agency.

9 (h) Not more than ten percent (10%) of the Indiana school of  
10 dentistry's full-time faculty may be individuals licensed under this  
11 section.

12 **(i) An individual holding a license under this section may apply**  
13 **for and hold an Indiana controlled substance registration and a**  
14 **federal Drug Enforcement Administration registration.**

15 (†) (j) The board shall adopt rules under IC 4-22-2 necessary to  
16 implement this section.

17 SECTION 11. IC 25-14-2-4 IS AMENDED TO READ AS  
18 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 4. Each denture and  
19 each partial denture covered by section 2 or 3 of this chapter shall be  
20 marked ~~at the patient's option,~~ with ~~either~~ the patient's name. ~~or his~~  
21 ~~social security number.~~

22 SECTION 12. IC 25-14-3-16 IS REPEALED [EFFECTIVE JULY  
23 1, 2013]. ~~Sec. 16. Continuing education courses must be made~~  
24 ~~available in all geographical regions of Indiana.~~

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