

SENATE BILL 749

J2

(5lr2313)

ENROLLED BILL

— Finance/Health and Government Operations —

Introduced by **Senator Kramer**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 ~~State Board of Dental Examiners~~ Health Occupations – Authorization to
3 Practice for Former Federal Employees and Dental Applicants Licensed or
4 Certified in Another State

5 FOR the purpose of requiring the State Board of Dental Examiners to issue a license or
6 certification to certain applicants licensed or certified by another state within a
7 certain amount of time; requiring that a dental radiation technologist certified in
8 another state be issued a certification by the State Board under certain
9 circumstances; requiring the Maryland Department of Health to develop a plan for a
10 temporary or permanent authorization to practice a health occupation in the State for
11 certain individuals who left employment with a federal agency after a certain date;
12 and generally relating to the ~~issuance of licenses and certifications by the State~~
13 ~~Board of Dental Examiners to applicants licensed or certified in another state~~
14 practice of health occupations.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 4–306
Annotated Code of Maryland
(2021 Replacement Volume and 2024 Supplement)

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 4–505
Annotated Code of Maryland
(2021 Replacement Volume and 2024 Supplement)

BY adding to
Article – Health Occupations
Section 4–505.1
Annotated Code of Maryland
(2021 Replacement Volume and 2024 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That the Laws of Maryland read as follows:

Article – Health Occupations

4–306.

(a) (1) In this section the following words have the meanings indicated.

(2) “ADEX” means the American Board of Dental Examiners, Inc., or its
successor organization.

(3) (i) “ADHLEX” means the American Dental Hygiene Licensing
Examination designed and developed by ADEX, or its successor examination.

(ii) “ADHLEX” includes a written component and a clinical
component.

(4) (i) “ADLEX” means the American Dental Licensing Examination
designed and developed by ADEX, or its successor examination.

(ii) “ADLEX” includes a written component and a clinical
component.

(b) (1) A dentist licensed in any other state shall be issued a license in this
State if the applicant:

(i) 1. Has passed the ADLEX; and

1 2. Has passed the Maryland Dental Jurisprudence
2 Examination given by the Board or its designee; or

3 (ii) 1. For the 5 preceding years, has been actively engaged in
4 practicing dentistry for at least 850 hours on average per year;

5 2. Has passed an examination with a clinical component as a
6 requirement for licensure in another state;

7 3. Has passed a comprehensive written examination on
8 applied clinical diagnosis and treatment planning administered by ADEX; and

9 4. Has passed the Maryland Dental Jurisprudence
10 Examination given by the Board or its designee.

11 (2) A dental hygienist licensed in any other state shall be issued a license
12 in this State if the applicant:

13 (i) 1. Has passed the ADHLEX; and

14 2. Has passed the Maryland Dental Hygiene Jurisprudence
15 Examination given by the Board or its designee; or

16 (ii) 1. For the 3 preceding years, has been actively engaged in
17 practicing dental hygiene for at least 150 hours on average per year;

18 2. Has passed an examination with a clinical component as a
19 requirement for licensure in another state;

20 3. Has passed a comprehensive written examination on
21 applied clinical diagnosis and treatment planning administered by ADEX; and

22 4. Has passed the Maryland Dental Hygiene Jurisprudence
23 Examination given by the Board or its designee.

24 (c) (1) The Board may adopt regulations for the content and administration of
25 examinations and any other regulations necessary to provide for the licensure of
26 individuals who apply for a license to practice dentistry under subsection (b)(1) of this
27 section.

28 (2) The Board may adopt regulations for the content and administration of
29 examinations and any other regulations necessary to provide for the licensure of
30 individuals who apply for a license to practice dental hygiene under subsection (b)(2) of this
31 section.

32 (d) An applicant for a general license to practice dentistry under this section shall:

1 (1) Pay the application fee required by § 4–304 of this subtitle; and

2 (2) Provide adequate evidence that the applicant:

3 (i) Meets the qualifications otherwise required by this title for a
4 general license to practice dentistry;

5 (ii) Holds a license to practice dentistry in another state;

6 (iii) Has satisfied the examination requirements provided in
7 subsection (b)(1) of this section;

8 (iv) Is not being investigated by a disciplinary authority of another
9 state, does not have charges pending against the applicant's license, and has not been
10 disciplined by a disciplinary or licensing authority of any other state or country, or been
11 convicted or disciplined by a court of any state or country for an act that would be grounds
12 for disciplinary action under § 4–315 of this subtitle; and

13 (v) Has not previously failed an examination for licensure as a
14 dentist in this State.

15 (e) An applicant for a general license to practice dental hygiene under this section
16 shall:

17 (1) Pay the application fee required by § 4–304 of this subtitle; and

18 (2) Provide adequate evidence that the applicant:

19 (i) Meets the qualifications otherwise required by this title for a
20 general license to practice dental hygiene;

21 (ii) Holds a license to practice dental hygiene in another state;

22 (iii) Has satisfied the examination requirements provided in
23 subsection (b)(2) of this section;

24 (iv) Is not being investigated by a disciplinary authority of another
25 state, does not have charges pending against the applicant's license, and has not been
26 disciplined by a disciplinary or licensing authority of any other state or country, or been
27 convicted or disciplined by a court of any state or country for an act that would be grounds
28 for disciplinary action under § 4–315 of this subtitle; and

29 (v) Has not previously failed an examination for licensure as a
30 dental hygienist in this State.

(F) IF AN APPLICANT MEETS THE REQUIREMENTS FOR LICENSURE UNDER THIS SECTION, THE BOARD SHALL ISSUE THE LICENSE WITHIN 15 BUSINESS DAYS AFTER RECEIVING THE COMPLETED APPLICATION.

4–505.

(a) The Board of Dental Examiners shall:

(1) Define, for the purpose of this section, the terms “dental radiation technologist” and “practice dental radiation technology”;

(2) Adopt rules and regulations concerning qualifications, training, certification, monitoring of, and enforcement requirements for a dental radiation technologist; and

(3) Provide for a requirement to ensure competency in new safety and technological advances.

(b) The qualifications required of applicants for Board certification as a dental radiation technologist shall include requirements established by:

(1) The American Dental Association; or

(2) Any applicable federal standards for training and certification.

(c) After July 1, 1988, an individual must be certified by the Board as a dental radiation technologist before a licensed dentist may employ the individual to practice dental radiation technology.

(d) After July 1, 1988, an individual may not practice dental radiation technology unless certified by the Board.

(e) At least 1 month before a certificate expires, the Board shall send to each certificate holder, by electronic means or first-class mail to the last known electronic or physical address of the certificate holder, a renewal notice that states:

(1) The date on which the current certificate expires;

(2) The date by which the renewal application must be received by the Board for the renewal to be issued and mailed before the certificate expires; and

(3) The amount of the renewal fee.

(f) An individual may be simultaneously certified as a dental radiation technologist under this section and as an expanded function dental assistant.

1 **4-505.1.**

2 (A) A DENTAL RADIATION TECHNOLOGIST AUTHORIZED TO PRACTICE IN
3 ANOTHER STATE SHALL BE ISSUED A CERTIFICATE IN THIS STATE IF THE
4 APPLICANT:

5 (1) PAYS THE APPLICATION FEE REQUIRED BY THE BOARD; AND

6 (2) PROVIDES ADEQUATE EVIDENCE THAT THE APPLICANT:

7 (I) MEETS THE QUALIFICATIONS OTHERWISE REQUIRED
8 UNDER THIS TITLE FOR A CERTIFICATION TO PRACTICE DENTAL RADIATION
9 TECHNOLOGY;

10 (II) HAS SATISFIED THE EXAMINATION REQUIREMENT FOR
11 CERTIFICATION OF ANOTHER STATE THAT THE BOARD DETERMINES IS
12 COMPARABLE TO THE EXAMINATION REQUIREMENT IN THIS STATE;

13 (III) IS NOT BEING INVESTIGATED BY A DISCIPLINARY
14 AUTHORITY OF ANOTHER STATE, DOES NOT HAVE CHARGES PENDING AGAINST THE
15 APPLICANT'S CERTIFICATION, AND HAS NOT BEEN DISCIPLINED BY A DISCIPLINARY
16 OR CERTIFYING AUTHORITY OF ANOTHER STATE OR COUNTRY, OR BEEN CONVICTED
17 OR DISCIPLINED BY A COURT OF ANY STATE OR COUNTRY FOR AN ACT THAT WOULD
18 BE GROUNDS FOR DISCIPLINARY ACTION UNDER § 4-315 OF THIS SUBTITLE; AND

19 (IV) HAS NOT PREVIOUSLY FAILED AN EXAMINATION FOR
20 CERTIFICATION AS A DENTAL RADIATION TECHNOLOGIST IN THIS STATE.

21 (B) IF AN APPLICANT MEETS THE REQUIREMENTS FOR CERTIFICATION
22 UNDER THIS SECTION, THE BOARD SHALL ISSUE THE CERTIFICATE WITHIN 15
23 BUSINESS DAYS AFTER RECEIVING THE COMPLETED APPLICATION.

24 (C) THE BOARD MAY ADOPT ANY REGULATIONS NECESSARY TO PROVIDE
25 FOR THE CERTIFICATION OF INDIVIDUALS WHO APPLY FOR A CERTIFICATION TO
26 PRACTICE DENTAL RADIATION THERAPY UNDER THIS SECTION.

27 SECTION 2. AND BE IT FURTHER ENACTED, That:

28 (a) The Maryland Department of Health shall develop a plan for a temporary or
29 permanent authorization to practice a health occupation in the State for individuals who:

30 (1) are not licensed or otherwise authorized to practice the health occupation
31 in the State;

1 (2) hold a license or other authorization issued by another state that is
2 equivalent to the license or other authorization required to practice the health occupation in
3 this State; and

4 (3) left employment with a federal agency after January 20, 2025.

5 (b) On or before October 1, 2025, the Department shall submit the plan, including
6 any necessary statutory changes, to the Senate Finance Committee and the House Health
7 and Government Operations Committee in accordance with § 2-1257 of the State
8 Government Article.

9 SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall
10 take effect October 1, 2025.

11 SECTION 4. AND BE IT FURTHER ENACTED, That, except as provided in Section
12 3 of this Act, this Act shall take effect July 1, 2025.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.