

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

House Bill No. 1062

BY: Committee

**Amend by striking all after the enacting clause and inserting
in lieu thereof the following:**

23 **SECTION 1.** Section 73-9-5, Mississippi Code of 1972, is
24 amended as follows:
25 73-9-5. (1) For the purpose of this chapter, a dental
26 hygienist shall be an individual who has completed an accredited
27 dental hygiene education program, passed the national dental
28 hygiene board and is licensed by the State Board of Dental
29 Examiners to provide, as an auxiliary to the dentist, preventive
30 care services including, but not limited to, scaling and
31 polishing. In fulfilling these services, dental hygienists
32 provide treatment that helps to prevent oral disease such as



dental caries and periodontal disease and for educating patients in prevention of these and other dental problems.

(2) * * * No person shall practice dental hygiene in a manner that is separate or independent from a supervising dentist, or establish or maintain an office or a practice that is primarily devoted to the provision of dental hygiene services.

(3) * * * Under general supervision, a dental hygienist may provide to patients of record, for not more than ten (10) consecutive business days, all dental hygiene services (except the administration of nitrous oxide inhalation or local anesthesia, which must be under direct supervision) if all of the following conditions are satisfied:

(a) The dental hygienist has practiced dental hygiene in the State of Mississippi for a minimum of five (5) years, such five-year period having been determined by the board as equivalent to a minimum of six thousand (6,000) hours of dental hygiene practice;

(b) The dental hygienist has current CPR certification and complies with the established protocols for emergencies that the supervising dentist has established;

(c) The supervising dentist examined the patient of record not more than seven (7) months before the date that the dental hygienist provides the dental hygiene services;

(d) The dental hygienist provides dental hygiene services to the patient of record in accordance with a written



treatment protocol prescribed by the supervising dentist for the patient;

(e) The patient of record is notified in advance of the appointment that the supervising dentist will be absent from the location;

(f) No licensed dental hygienist, under general supervision, may delegate or supervise any dental hygiene duties for a dental assistant; and

(g) The supervising dentist is responsible for all actions of the dental hygienist during treatment of patients under general supervision.

(4) The following limitations also apply to the practice of dental hygiene under general supervision:

(a) No entity may employ dental hygienists to provide treatment for patients of record under general supervision other than:

(i) A nonprofit entity that meets the statutory, regulatory and program requirements for grantees supported by the Public Health Service and that has supervision by a Mississippi licensed dentist; or

(ii) An office owned by a dentist or group of dentists licensed in Mississippi.

(b) No duly licensed and registered dentist shall supervise more than three (3) dental hygienists under general supervision at any one time.



83 (c) No duly licensed and registered dentist shall
84 supervise a dental hygienist for more than ten (10) consecutive
85 business days or for more than twenty-four (24) total days in any
86 calendar year.

87 (d) No patient may be seen twice consecutively under
88 general supervision.

89 (e) An examination fee must not be charged if a patient
90 is seen under general supervision.

91 (f) The patient undergoing dental hygiene services
92 under general supervision must be a minimum of eighteen (18) years
93 of age, and either ASA Class I or ASA Class II as defined by the
94 American Society of Anesthesiologist Physical Status
95 Classification System.

96 (5) Notwithstanding the above subsections of this section, a
97 dental hygienist licensed in Mississippi may perform radiographs,
98 oral prophylaxis, and place fluoride varnish without a Mississippi
99 licensed dentist being physically present in the office if all of
100 the other conditions of this section are met.

101 (6) The board shall be authorized to assess the need for
102 dental hygiene services in nursing facilities and correctional
103 facilities and authorize the general supervision of dental
104 hygienists in those facilities, provided that such dental hygiene
105 services are provided in accordance with all of the conditions of
106 this section.



107 **SECTION 2.** This act shall take effect and be in force from
108 and after July 1, 2025, and shall stand repealed on June 30, 2025.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 73-9-5, MISSISSIPPI CODE OF 1972, TO
2 AUTHORIZE LICENSED DENTAL HYGIENISTS TO PROVIDE DENTAL HYGIENE
3 SERVICES TO PATIENTS FOR UP TO TEN CONSECUTIVE BUSINESS DAYS UNDER
4 THE GENERAL SUPERVISION OF LICENSED DENTISTS UNDER CERTAIN
5 CONDITIONS; TO PROHIBIT THE PRACTICE OF DENTAL HYGIENE IN A MANNER
6 THAT IS SEPARATE OR INDEPENDENT FROM A SUPERVISING DENTIST, AND
7 PROHIBIT ESTABLISHING OR MAINTAINING AN OFFICE OR A PRACTICE THAT
8 IS PRIMARILY DEVOTED TO THE PROVISION OF DENTAL HYGIENE SERVICES;
9 TO PROVIDE THAT A DENTIST MAY NOT SUPERVISE MORE THAN THREE DENTAL
10 HYGIENISTS UNDER GENERAL SUPERVISION AT ANY ONE TIME; TO PROVIDE
11 THAT A DENTIST MAY NOT SUPERVISE A DENTAL HYGIENIST FOR MORE THAN
12 TEN CONSECUTIVE BUSINESS DAYS OR FOR MORE THAN 24 TOTAL DAYS IN
13 ANY CALENDAR YEAR; TO PROVIDE THAT A PATIENT MAY NOT BE SEEN TWICE
14 CONSECUTIVELY UNDER GENERAL SUPERVISION; TO PROVIDE THAT AN
15 EXAMINATION FEE MUST NOT BE CHARGED IF A PATIENT IS SEEN UNDER
16 GENERAL SUPERVISION; TO AUTHORIZE THE BOARD OF DENTAL EXAMINERS TO
17 ASSESS THE NEED FOR DENTAL HYGIENE SERVICES IN NURSING FACILITIES
18 AND CORRECTIONAL FACILITIES AND AUTHORIZE THE GENERAL SUPERVISION
19 OF DENTAL HYGIENISTS IN THOSE FACILITIES, PROVIDED THAT SUCH
20 DENTAL HYGIENE SERVICES ARE PROVIDED IN ACCORDANCE WITH ALL OF THE
21 CONDITIONS OF THIS SECTION; AND FOR RELATED PURPOSES.

