

STAND. COM. REP. NO.

3420

Honolulu, Hawaii

APR 04 2018

RE: H.B. No. 2207
H.D. 2
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Sir:

Your Committee on Commerce, Consumer Protection, and Health,
to which was referred H.B. No. 2207, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO DENTAL ASSISTANTS,"

begs leave to report as follows:

The purpose and intent of this measure is to require the
Board of Dental Examiners to adopt rules to establish a regulatory
structure for the regulation of dental assistants in Hawaii.

Your Committee received testimony in support of this measure
from the Board of Dental Examiners, Hawaii Dental Hygienists'
Association, and a petition with ninety-seven names. Your
Committee received comments on this measure from the Hawaii Dental
Association.

Your Committee finds that dental assistants are auxiliary
personnel who perform supportive dental procedures under the
direct supervision, direction, evaluation, and responsibility of a
licensed dentist. Your Committee further finds that Hawaii is one
of only a handful of states that does not require certification of
dental assistants. Training for dental assistant duties is
generally done on the job by the supervising dentist or another
assistant, and may vary from office to office or dentist to
dentist.



According to testimony received by your Committee, several tasks routinely performed by dental assistants can pose a reasonable risk of injury to patients. As such, establishing uniform training and certification standards for dental assistants will ensure the health, safety, and well-being of Hawaii dental patients. This measure therefore requires the Board of Dental Examiners to adopt rules to establish a tiered regulatory structure for the regulation of dental assistants in Hawaii. However, your Committee has heard concerns that the tiered system proposed by this measure does not establish minimum education, training, or certification requirements for tier 1 basic dental assistants.

Your Committee notes that S.B. No. 2926, S.D. 1 (Regular Session of 2018), which was previously passed by the Senate, also proposes to regulate dental assistants in Hawaii. Your Committee concludes that the language in S.B. No. 2926, S.D. 1, is preferable because it establishes minimum requirements for all dental assistants hired on or after July 1, 2018, establishes other uniform training standards for dental assistants, and requires dental assistant certification by the Dental Assisting National Board, Inc. Your Committee notes that the Dental Assisting National Board, Inc., is a national certification board for dental assistants that currently certifies more than thirty-seven thousand dental assistants nationwide, and its certification program is accredited by the National Commission for Certifying Agencies.

Accordingly, your Committee has amended this measure by:

- (1) Deleting its contents and inserting the contents of S.B. No. 2926, S.D. 1, a measure which:
 - (A) Establishes minimum requirements for all dental assistants hired on or after July 1, 2018;
 - (B) Requires dental assistants employed on or after July 1, 2018, to successfully complete the Dental Assisting National Board, Inc.'s National Entry Level Dental Assistant certification within three years of first being hired;



- (C) Requires dental assistants with four or more years' experience to apply or register for the Dental Assisting National Board, Inc.'s Certified Dental Assistant certification; and
 - (D) Exempts dental assistants with more than ten years' experience from having to obtain a Certified Dental Assistant certification, but requires these dental assistants to hold a cardiopulmonary resuscitation certification and pass the Dental Assisting National Board, Inc.'s Infection Control examination within two years; and
- (2) Inserting an effective date of July 1, 2018.

As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2207, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2207, H.D. 2, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Commerce, Consumer
Protection, and Health,




ROSALYN H. BAKER, Chair



The Senate
Twenty-Ninth Legislature
State of Hawai'i

Record of Votes
Committee on Commerce, Consumer Protection, and Health
CPH

Bill / Resolution No.:	Committee Referral:	Date:		
HB 2207 hb2	CPH	3/22/18		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
BAKER, Rosalyn H. (C)	✓			
TOKUDA, Jill N. (VC)				✓
CHANG, Stanley	✓			
ESPERO, Will				✓
IHARA, Jr., Les	✓			
NISHIHARA, Clarence K.				✓
RUDERMAN, Russell E.	✓			
TOTAL	4			3
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original	Yellow	Pink	Goldenrod	
File with Committee Report	Clerk's Office	Drafting Agency	Committee File Copy	

*Only one measure per Record of Votes