

IN SENATE

Senate introducer's signature

The senators whose names are circled below wish to join me in the sponsorship of this proposal

s20 Adams	s08 Fuschillo	s24 Lanza	s37 Oppenheimer	s09 Skelos
s55 Alesi	s22 Golden	s39 Larkin	s11 Padavan	s14 Smith
s48 Aubertine	s33 Gonzalez	s01 LaValle	s21 Parker	s58 Stachowski
s42 Bonacic	s47 Griffo	s40 Leibell	s30 Perkins	s16 Stavisky
s46 Breslin	s06 Hannon	s52 Libous	s61 Rath	s35 Stewart-
s43 Bruno	s36 Hassell-	s45 Little	s56 Robach	Cousins
s25 Connor	Thompson	s15 Maltese	s13 Sabini	s60 Thompson
s50 DeFrancisco	s10 Huntley	s05 Marcellino	s41 Saland	s03 Trunro
s32 Diaz	s07 Johnson, C.	s62 Maziars	s19 Sampson	s49 Valesky
s17 Dilan	s04 Johnson, O.	s18 Montgomery	s23 Savino	s59 Volker
s29 Duane	s34 Klein	s38 Morahan	s31 Schneiderman	s53 Winner
s44 Farley	s26 Krueger	s54 Nozzolio	s28 Serrano	s57 Young
s02 Flanagan	s27 Kruger	s12 Onorato	s51 Seward	

S. -----
Senate

IN SENATE--Introduced by Sen

--read twice and ordered printed, and when printed to be committed to the Committee on

----- A.
Assembly

IN ASSEMBLY

Assembly introducer's signature

The Members of the Assembly whose names are circled below wish to join me in the multi-sponsorship of this proposal:

a049 Abbate	a010 Conte	a139 Hawley	a027 Mayersohn	a076 Rivera, P.
a001 Alessi	a032 Cook	a148 Hayes	a112 McDonald	a056 Robinson
a021 Alfano	a107 Crouch	a083 Heastie	a019 McDonough	a067 Rosenthal
a105 Amedore	a063 Cusick	a028 Hevesi	a104 McEneny	a012 Saladino
a084 Arroyo	a045 Cymbrowitz	a048 Hikind	a017 McKevitt	a113 Sayward
a035 Aubry	a138 DelMonte	a018 Hooper	a102 Miller	a029 Scarborough
a136 Bacalles	a116 Destito	a144 Hoyt	a052 Millman	a016 Schimel
a099 Ball	a086 Diaz, L.	a060 Hyer-Spencer	a103 Molinaro	a140 Schiminger
a124 Barclay	a085 Diaz, R.	a042 Jacobs	a132 Morelle	a145 Schroeder
a014 Barra	a081 Dinowitz	a095 Jaffee	a037 Nolan	a122 Scozzafava
a082 Benedetto	a114 Duprey	a057 Jeffries	a128 Oaks	a038 Seminerio
a079 Benjamin	a003 Eddington	a131 John	a069 O'Donnell	a064 Silver
a073 Bing	a004 Englebright	a074 Kavanagh	a137 O'Mara	a093 Spano
a055 Boyland	a130 Errigo	a065 Kellner	a051 Ortix	a121 Stirpe
a008 Boyle	a072 Espallat	a100 Kirwan	a150 Parment	a011 Sweeney
a089 Bradley	a071 Farrell	a129 Kolb	a088 Paulin	a110 Tediscc
a044 Brennan	a005 Fields	a135 Koon	a141 Peoples	a002 Thiele
a092 Brodsky	a123 Finch	a034 Lafayette	a039 Peralta	a061 Titone
a046 Brook-Krasny	a007 Fitzpatrick	a025 Lancman	a058 Perry	a031 Titus
a147 Burling	a143 Gabryszak	a091 Latimer	a023 Pheffer	a062 Tobacco
a117 Butler	a090 Galef	a013 Lavine	a068 Powell	a054 Towns
a101 Cahill	a133 Gantt	a050 Lentol	a087 Pretlow	a115 Townsend
a096 Calhoun	a036 Gianaris	a125 Lifton	a146 Quinn	a015 Walker
a043 Camara	a149 Giglio	a127 Lopez, P.	a097 Rabbitt	a041 Weinstein
a106 Canestrari	a066 Glick	a053 Lopez, V.	a009 Raia	a020 Weisenberg
a026 Carrozza	a040 Gordon, D.	a126 Lupardo	a006 Ramos	a024 Weprin
a119 Christensen	a108 Gordon, T.	a111 Magee	a134 Reilich	a070 Wright
a033 Clark	a075 Gottfried	a120 Magnarelli	a109 Reilly	a022 Young
a142 Cole	a077 Greene	a059 Maisel	a078 Rivera, J.	a094 Zebrowski, K.
a047 Colton	a098 Gunther	a030 Markey	a080 Rivera, N.	a118

IN ASSEMBLY--Introduced by M. of A.

with M. of A. as co-sponsors

--read once and referred to the Committee on

EDUCLA
(Establishes the profession of denturology)

Ed L. denturology

AN ACT

to amend the education law, in relation to the profession of denturology

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1) Single House Bill (introduced and printed separately in either or both houses). Uni-Bill (introduced simultaneously in both houses and printed as one bill. Senate and Assembly introducer sign the same copy of the bill).

2) Circle names of co-sponsors and return to introduction clerk with 2 signed copies of bill and 4 copies of memorandum in support (single house); or 4 signed copies of bill and 8 copies of memorandum in support (uni-bill).

1 Section 1. The article heading of article 133 of the education law, as
2 added by chapter 987 of the laws of 1971, is amended to read as follows:

3 DENTISTRY [AND], DENTAL HYGIENE

4 AND DENTUROLOGY

5 § 2. Section 6600 of the education law, as added by chapter 987 of the
6 laws of 1971, is amended to read as follows:

7 § 6600. Introduction. This article applies to the professions of
8 dentistry [and], dental hygiene and denturology. The general provisions
9 for all professions contained in article one hundred thirty of this
10 title apply to this article.

11 § 3. Section 6603 of the education law, as amended by chapter 393 of
12 the laws of 1999, is amended to read as follows:

13 § 6603. State board for dentistry. A state board for dentistry shall
14 be appointed by the board of regents on recommendation of the commis-
15 sioner for the purpose of assisting the board of regents and the depart-
16 ment on matters of professional licensing and professional conduct in
17 accordance with section sixty-five hundred eight of this title. The
18 board shall be composed of not less than thirteen dentists licensed in
19 this state for at least five years, not less than five denturologists
20 licensed in this state for at least five years, not less than three
21 dental hygienists licensed in this state for at least five years, and
22 not less than one certified dental assistant licensed in this state for
23 at least one year. An executive secretary to the board shall be
24 appointed by the board of regents on recommendation of the commissioner
25 and shall be a dentist licensed in this state.

26 § 4. Subdivisions 3, 4 and 5 of section 6610 of the education law, as
27 added by chapter 987 of the laws of 1971, are amended to read as
28 follows:

1 3. A student from [engagng] engaging in any procedure authorized under
2 section sixty-six hundred six of this article in clinical practice as
3 part of a registered program in dental hygiene under supervision of a
4 dentist holding a license or a limited permit for instructing in dentis-
5 try in a school of dental hygiene;

6 4. An employee of a federal agency from using the title of and prac-
7 ticing as a dentist [or], dental hygienist or denturologist insofar as
8 such activities are required by his salaried position;

9 5. A dentist [or], a dental hygienist, or a denturologist licensed in
10 some other state or country from making a teaching clinical demon-
11 stration before a regularly organized dental or medical society or
12 group, or from meeting licensed dentists in this state for consultation,
13 provided such activities are limited to such demonstration or consulta-
14 tion.

15 § 5. Section 6610 of the education law is amended by adding a new
16 subdivision 3-a to read as follows:

17 3-a. A student from engaging in clinical practice as part of a regis-
18 tered program operated by a school of denturology under supervision of a
19 dentist holding a license or limited permit for instructing in dentistry
20 in a school of denturology.

21 § 6. Subdivisions 1, 2, 3 and 7 of section 6611 of the education law,
22 subdivision 1 as amended by chapter 576 of the laws of 2001, subdivi-
23 sions 2 and 3 as added by chapter 987 of the laws of 1971, and subdivi-
24 sion 7 as amended by chapter 649 of the laws of 2006, are amended to
25 read as follows:

26 1. Except upon the written dental laboratory prescription of a
27 licensed dentist or a licensed denturologist and except by the use of
28 impressions or casts made by a licensed dentist, no dental laboratory

1 shall furnish, supply, construct, reproduce, place, adjust, or repair
2 any dental prosthesis, device, or appliance. A dental laboratory
3 prescription shall be made out in duplicate. It shall contain such data
4 as may be prescribed by the commissioner's regulations. One copy shall
5 be retained by the practitioner of dentistry or denturology for a period
6 of one year. The other copy shall be issued to the person, firm or
7 corporation engaged in filling dental laboratory prescriptions, who or
8 which shall each retain and file in their respective offices or places
9 of business their respective copies for a period of one year.

10 2. The department is empowered to inspect and to have access to all
11 places, including the office or offices of a licensed dentist, where
12 copies of dental laboratory prescriptions issued by him or a licensed
13 denturologist under his supervision are retained as required by this
14 section, and to all places where dental laboratory prescriptions are
15 filled or to any workroom or workrooms in which prosthetic restorations,
16 prosthetic dentures, bridges, orthodontic or other appliances or struc-
17 tures to be used as substitutes for natural teeth or tissue or for the
18 correction of malocclusion or deformities are made, repaired or altered,
19 with power to subpoena and examine records of dental laboratory
20 prescriptions. A person who fails to grant access to such places or who
21 fails to maintain prescriptions as required by this section shall be
22 guilty of a class A misdemeanor.

23 3. The department may arrange for the conduct of clinical examinations
24 in the clinic of any school of dentistry [or], dental hygiene or dentu-
25 rology, within or outside the state for dental [or], dental hygiene or
26 denturology candidates.

27 7. Any dentist [or], dental hygienist or denturologist, who in the
28 performance of dental services, x-rays the mouth or teeth of a patient

1 shall during the performance of such x-rays shield the torso and thyroid
2 area of such patient including but not limited to the gonads and other
3 reproductive organs with a lead apron thyroid collar, or other similar
4 protective garment or device. Notwithstanding the provisions of this
5 subdivision, if in the dentist's professional judgment the use of a
6 thyroid collar would be inappropriate under the circumstances, because
7 of the nature of the patient, the type of x-ray being taken, or other
8 factors, the dentist [or], dental hygienist or denturologist need not
9 shield the thyroid area.

10 § 7. Subdivisions 1 and 2 of section 6612 of the education law, as
11 added by chapter 332 of the laws of 1985, are amended to read as
12 follows:

13 1. Except as provided herein, every dentist or denturologist licensed
14 in this state making or directing to be made a removable prosthetic
15 denture, bridge, appliance or other structure to be used and worn as a
16 substitute for natural teeth, shall offer to the patient for whom the
17 prosthesis is intended the opportunity to have such prosthesis marked
18 with the patient's name or initials. Such markings shall be accomplished
19 at the time the prosthesis is made and the location and methods used to
20 apply or implant them shall be determined by the dentist [or], the
21 person acting on behalf of the dentist or the denturologist. Such mark-
22 ing shall be permanent, legible and cosmetically acceptable.

23 2. Notwithstanding the foregoing, if in the judgment of the dentist
24 [or], the person making the prosthesis or the denturologist, such iden-
25 tification is not practicable or clinically safe, the identification
26 marks may be omitted entirely.

27 § 8. The education law is amended by adding six new sections 6614,
28 6615, 6616, 6617, 6618 and 6619 to read as follows:

1 § 6614. Definition of practice of denturology. The practice of dentu-
2 rology includes prescribing and fabrication of dental prostheses,
3 including the taking of denture impressions and bite registration for
4 the purpose of or with a view to the making, producing, reproducing,
5 construction, finishing, supplying, altering or repairing of a complete
6 upper or complete lower or partial upper or partial lower prosthetic
7 denture, or any combination thereof, to be fitted to an edentulous arch
8 or arches. The practice of denturology may be conducted in the office of
9 any licensed dentist or in an appropriately equipped school or public
10 institution but must be done under the supervision of a licensed
11 dentist, provided, however, the final fitting of any partial or full
12 prosthetic denture shall be done by a licensed dentist.

13 § 6615. Practice of denturology and use of the title "denturologist".
14 Only a person licensed or otherwise authorized to practice under this
15 article shall practice denturology and use the title "denturologist".

16 § 6616. Requirements for a license as a denturologist. To qualify for
17 a license as a denturologist, an applicant shall fulfill the following
18 requirements:

- 19 1. Application: file an application with the department;
- 20 2. Education: have received an education, including high school gradu-
21 ation and completion of a bachelor's degree in a program in denturology,
22 in accordance with the commissioner's regulations;
- 23 3. Experience: have experience satisfactory to the board and in
24 accordance with the commissioner's regulations;
- 25 4. Examination: pass an examination satisfactory to the board and in
26 accordance with the commissioner's regulations;
- 27 5. Age: be at least twenty-one years of age;

1 6. Citizenship or immigration status: be a United States citizen or an
2 alien lawfully admitted for permanent residence in the United States;
3 provided, however, that the board of regents may grant a three year
4 waiver for an alien to practice in an area which has been designated a
5 federal dental health professions shortage area, except that the board
6 of regents may grant an additional extension not to exceed six years to
7 an alien to enable him or her to secure citizenship or permanent resi-
8 dent status, provided such status is being actively pursued;

9 7. Character: be of good moral character as determined by the depart-
10 ment; and

11 8. Fees: pay a fee of one hundred fifty dollars to the department for
12 admission to a department conducted examination and for an initial
13 license, a fee of one hundred dollars for each reexamination, a fee of
14 one hundred dollars for an initial license for persons not requiring
15 admission to a department conducted examination, and a fee of one
16 hundred dollars for each triennial registration period.

17 § 6617. Mandatory continuing education for denturologists. 1. (a) Each
18 denturologist, licensed pursuant to this article and required to regis-
19 ter triennially with the department to practice in this state shall
20 comply with the provisions of the mandatory continuing education
21 requirements, except as set forth in paragraphs (b) and (c) of this
22 subdivision. Denturologists who do not satisfy the mandatory continuing
23 education requirements shall not practice until they have met such
24 requirements and have been issued a registration or conditional regis-
25 tration certificate.

26 (b) Denturologists shall be exempt from the mandatory continuing
27 education requirement for the triennial registration period during which
28 they are first licensed. In accordance with the intent of this section,

1 adjustments to the mandatory continuing education requirement may be
2 granted by the department for reasons of health, certified by a physi-
3 cian, for extended active duty with the armed forces of the United
4 States, or for other good cause acceptable to the department which may
5 prevent compliance.

6 (c) A licensed denturologist not engaged in the practice of denturolo-
7 gy shall be exempt from the mandatory continuing education requirement
8 upon the filing of a statement with the department declaring such
9 status. Any licensee who returns to the practice of denturology during
10 the triennial registration period shall notify the department prior to
11 reentering the profession and shall meet such mandatory continuing
12 education requirements as shall be prescribed by regulation of the
13 commissioner.

14 2. During each triennial registration period an applicant for regis-
15 tration shall complete a minimum of thirty-five hours of acceptable
16 formal continuing education including currently mandated child abuse
17 reporting instructions and infection control training as approved by the
18 department. Of these thirty-five hours a maximum of ten hours may be
19 self-instructional coursework as approved by the department. Any dentu-
20 rologist whose first registration date following the effective date of
21 this section occurs less than three years from such effective date, but
22 on or after January first, two thousand ten, shall complete continuing
23 education hours on a prorated basis at the rate of one and one-quarter
24 hours per month for the period beginning January first, two thousand
25 nine up to the first registration date thereafter. A licensee who has
26 not satisfied the mandatory continuing education requirements shall not
27 be issued a triennial registration certificate by the department and
28 shall not practice unless and until a conditional registration certif-

1 icate is issued as provided in subdivision three of this section. The
2 individual licensee shall determine the selection of courses or programs
3 of study pursuant to subdivision four of this section.

4 3. The department, in its discretion, may issue a conditional regis-
5 tration to a licensee who fails to meet the continuing education
6 requirements established in subdivision two of this section but who
7 agrees to make up any deficiencies and take any additional education
8 which the department may require. The fee for such a conditional regis-
9 tration shall be the same as, and in addition to, the fee for the trien-
10 niel registration. The duration of such conditional registration shall
11 be determined by the department. Any licensee who is notified of the
12 denial of registration for failure to submit evidence, satisfactory to
13 the department, of completion of required continuing education and who
14 practices denturology without such registration, may be subject to
15 disciplinary proceedings pursuant to section sixty-five hundred ten of
16 this title.

17 4. As used in this section, "acceptable formal continuing education"
18 shall mean formal programs of learning which contribute to professional
19 practice and which meet the standards prescribed by regulations of the
20 commissioner. To fulfill the mandatory continuing education requirement,
21 programs must be taken from sponsors approved by the department, pursu-
22 ant to the regulations of the commissioner.

23 5. The mandatory continuing education fee of thirty-five dollars shall
24 be payable on or before the first day of each triennial registration
25 period, and shall be paid in addition to the triennial registration fee
26 required by section sixty-six hundred sixteen of this article.

27 § 6618. Limited permits. The department shall issue a limited permit
28 to an applicant who meets all requirements for admission to the licens-

1 ing examination. All practice under a limited permit shall be under the
2 direct personal supervision of a licensed dentist. Limited permits shall
3 be for one year and may be renewed at the discretion of the department
4 for one additional year. The fee for each limited permit and for each
5 renewal shall be forty dollars.

6 § 6619. Rules and regulations for denturology. The commissioner shall
7 promulgate rules and regulations regarding the curriculum required for a
8 license in denturology. Such curriculum shall include, but shall not be
9 limited to instruction in:

- 10 1. head and neck anatomy;
- 11 2. anatomy and physiology;
- 12 3. dental material;
- 13 4. dental histology;
- 14 5. denturology theory and practice;
- 15 6. infection control;
- 16 7. preventive dentistry;
- 17 8. pharmacology;
- 18 9. medical terminology;
- 19 10. pathophysiology-oral cavity;
- 20 11. gerontology;
- 21 12. radiology; and
- 22 13. applied kinesiology.

23 § 9. This act shall take effect on the first of July next succeeding
24 the date on which it shall have become a law.