

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Dental Practice Act is amended by  
5 changing Sections 4, 8.1, 17, 17.1, 18, 18.1, 38.2, and 54.3 as  
6 follows:

7 (225 ILCS 25/4) (from Ch. 111, par. 2304)

8 (Section scheduled to be repealed on January 1, 2026)

9 Sec. 4. Definitions. As used in this Act:

10 "Address of record" means the designated address recorded  
11 by the Department in the applicant's or licensee's application  
12 file or license file as maintained by the Department's  
13 licensure maintenance unit. It is the duty of the applicant or  
14 licensee to inform the Department of any change of address and  
15 those changes must be made either through the Department's  
16 website or by contacting the Department.

17 "Department" means the Department of Financial and  
18 Professional Regulation.

19 "Secretary" means the Secretary of Financial and  
20 Professional Regulation.

21 "Board" means the Board of Dentistry.

22 "Dentist" means a person who has received a general license  
23 pursuant to paragraph (a) of Section 11 of this Act and who may

1 perform any intraoral and extraoral procedure required in the  
2 practice of dentistry and to whom is reserved the  
3 responsibilities specified in Section 17.

4 "Dental hygienist" means a person who holds a license under  
5 this Act to perform dental services as authorized by Section  
6 18.

7 "Dental assistant" means an appropriately trained person  
8 who, under the supervision of a dentist, provides dental  
9 services as authorized by Section 17.

10 "Expanded function dental assistant" means a dental  
11 assistant who has completed the training required by Section  
12 17.1 of this Act.

13 "Dental laboratory" means a person, firm or corporation  
14 which:

15 (i) engages in making, providing, repairing or  
16 altering dental prosthetic appliances and other artificial  
17 materials and devices which are returned to a dentist for  
18 insertion into the human oral cavity or which come in  
19 contact with its adjacent structures and tissues; and

20 (ii) utilizes or employs a dental technician to provide  
21 such services; and

22 (iii) performs such functions only for a dentist or  
23 dentists.

24 "Supervision" means supervision of a dental hygienist or a  
25 dental assistant requiring that a dentist authorize the  
26 procedure, remain in the dental facility while the procedure is

1 performed, and approve the work performed by the dental  
2 hygienist or dental assistant before dismissal of the patient,  
3 but does not mean that the dentist must be present at all times  
4 in the treatment room.

5 "General supervision" means supervision of a dental  
6 hygienist requiring that the patient be a patient of record,  
7 that the dentist examine the patient in accordance with Section  
8 18 prior to treatment by the dental hygienist, and that the  
9 dentist authorize the procedures which are being carried out by  
10 a notation in the patient's record, but not requiring that a  
11 dentist be present when the authorized procedures are being  
12 performed. The issuance of a prescription to a dental  
13 laboratory by a dentist does not constitute general  
14 supervision.

15 "Public member" means a person who is not a health  
16 professional. For purposes of board membership, any person with  
17 a significant financial interest in a health service or  
18 profession is not a public member.

19 "Dentistry" means the healing art which is concerned with  
20 the examination, diagnosis, treatment planning and care of  
21 conditions within the human oral cavity and its adjacent  
22 tissues and structures, as further specified in Section 17.

23 "Branches of dentistry" means the various specialties of  
24 dentistry which, for purposes of this Act, shall be limited to  
25 the following: endodontics, oral and maxillofacial surgery,  
26 orthodontics and dentofacial orthopedics, pediatric dentistry,

1 periodontics, prosthodontics, and oral and maxillofacial  
2 radiology.

3 "Specialist" means a dentist who has received a specialty  
4 license pursuant to Section 11(b).

5 "Dental technician" means a person who owns, operates or is  
6 employed by a dental laboratory and engages in making,  
7 providing, repairing or altering dental prosthetic appliances  
8 and other artificial materials and devices which are returned  
9 to a dentist for insertion into the human oral cavity or which  
10 come in contact with its adjacent structures and tissues.

11 "Impaired dentist" or "impaired dental hygienist" means a  
12 dentist or dental hygienist who is unable to practice with  
13 reasonable skill and safety because of a physical or mental  
14 disability as evidenced by a written determination or written  
15 consent based on clinical evidence, including deterioration  
16 through the aging process, loss of motor skills, abuse of drugs  
17 or alcohol, or a psychiatric disorder, of sufficient degree to  
18 diminish the person's ability to deliver competent patient  
19 care.

20 "Nurse" means a registered professional nurse, a certified  
21 registered nurse anesthetist licensed as an advanced practice  
22 registered nurse, or a licensed practical nurse licensed under  
23 the Nurse Practice Act.

24 "Patient of record" means a patient for whom the patient's  
25 most recent dentist has obtained a relevant medical and dental  
26 history and on whom the dentist has performed an examination

1 and evaluated the condition to be treated.

2 "Dental responder" means a dentist or dental hygienist who  
3 is appropriately certified in disaster preparedness,  
4 immunizations, and dental humanitarian medical response  
5 consistent with the Society of Disaster Medicine and Public  
6 Health and training certified by the National Incident  
7 Management System or the National Disaster Life Support  
8 Foundation.

9 "Mobile dental van or portable dental unit" means any  
10 self-contained or portable dental unit in which dentistry is  
11 practiced that can be moved, towed, or transported from one  
12 location to another in order to establish a location where  
13 dental services can be provided.

14 "Public health dental hygienist" means a hygienist who  
15 holds a valid license to practice in the State, has 2 years of  
16 full-time clinical experience or an equivalent of 4,000 hours  
17 of clinical experience and has completed at least 42 clock  
18 hours of additional structured courses in dental education  
19 approved by rule by the Department in advanced areas specific  
20 to public health dentistry, including, but not limited to,  
21 emergency procedures for medically compromised patients,  
22 pharmacology, medical recordkeeping procedures, geriatric  
23 dentistry, pediatric dentistry, pathology, and other areas of  
24 study as determined by the Department, and works in a public  
25 health setting pursuant to a written public health supervision  
26 agreement as defined by rule by the Department with a dentist

1 working in or contracted with a local or State government  
2 agency or institution or who is providing services as part of a  
3 certified school-based program or school-based oral health  
4 program.

5 "Public health setting" means a federally qualified health  
6 center; a federal, State, or local public health facility; Head  
7 Start; a special supplemental nutrition program for Women,  
8 Infants, and Children (WIC) facility; or a certified  
9 school-based health center or school-based oral health  
10 program.

11 "Public health supervision" means the supervision of a  
12 public health dental hygienist by a licensed dentist who has a  
13 written public health supervision agreement with that public  
14 health dental hygienist while working in an approved facility  
15 or program that allows the public health dental hygienist to  
16 treat patients, without a dentist first examining the patient  
17 and being present in the facility during treatment, (1) who are  
18 eligible for Medicaid or (2) who are uninsured and whose  
19 household income is not greater than 200% of the federal  
20 poverty level.

21 "Teledentistry" means the use of telehealth systems and  
22 methodologies in dentistry and includes patient care and  
23 education delivery using synchronous and asynchronous  
24 communications under a dentist's authority as provided under  
25 this Act.

26 (Source: P.A. 99-25, eff. 1-1-16; 99-492, eff. 12-31-15;

1 99-680, eff. 1-1-17; 100-215, eff. 1-1-18; 100-513, eff.  
2 1-1-18; 100-863, eff. 8-14-18.)

3 (225 ILCS 25/8.1) (from Ch. 111, par. 2308.1)

4 (Section scheduled to be repealed on January 1, 2026)

5 Sec. 8.1. Permit for the administration of anesthesia and  
6 sedation.

7 (a) No licensed dentist shall administer general  
8 anesthesia, deep sedation, or conscious sedation without first  
9 applying for and obtaining a permit for such purpose from the  
10 Department. The Department shall issue such permit only after  
11 ascertaining that the applicant possesses the minimum  
12 qualifications necessary to protect public safety. A person  
13 with a dental degree who administers anesthesia, deep sedation,  
14 or conscious sedation in an approved hospital training program  
15 under the supervision of either a licensed dentist holding such  
16 permit or a physician licensed to practice medicine in all its  
17 branches shall not be required to obtain such permit.

18 (b) In determining the minimum permit qualifications that  
19 are necessary to protect public safety, the Department, by  
20 rule, shall:

21 (1) establish the minimum educational and training  
22 requirements necessary for a dentist to be issued an  
23 appropriate permit;

24 (2) establish the standards for properly equipped  
25 dental facilities (other than licensed hospitals and

1 ambulatory surgical treatment centers) in which general  
2 anesthesia, deep sedation, or conscious sedation is  
3 administered, as necessary to protect public safety;

4 (3) establish minimum requirements for all persons who  
5 assist the dentist in the administration of general  
6 anesthesia, deep sedation, or conscious sedation,  
7 including minimum training requirements for each member of  
8 the dental team, monitoring requirements, recordkeeping  
9 requirements, and emergency procedures;

10 (4) ensure that the dentist has completed and maintains  
11 current certification in advanced cardiac life support or  
12 pediatric advanced life support and all persons assisting  
13 the dentist or monitoring the administration of general  
14 anesthesia, deep sedation, or conscious sedation maintain  
15 current certification in Basic Life Support (BLS); and

16 (5) establish continuing education requirements in  
17 sedation techniques and airway management for dentists who  
18 possess a permit under this Section.

19 When establishing requirements under this Section, the  
20 Department shall consider the current American Dental  
21 Association guidelines on sedation and general anesthesia, the  
22 current "Guidelines for Monitoring and Management of Pediatric  
23 Patients During and After Sedation for Diagnostic and  
24 Therapeutic Procedures" established by the American Academy of  
25 Pediatrics and the American Academy of Pediatric Dentistry, and  
26 the current parameters of care and Office Anesthesia Evaluation



1 (OAE) Manual established by the American Association of Oral  
2 and Maxillofacial Surgeons.

3 (c) A licensed dentist must hold an appropriate permit  
4 issued under this Section in order to perform dentistry while a  
5 nurse anesthetist administers conscious sedation, and a valid  
6 written collaborative agreement must exist between the dentist  
7 and the nurse anesthetist, in accordance with the Nurse  
8 Practice Act.

9 A licensed dentist must hold an appropriate permit issued  
10 under this Section in order to perform dentistry while a nurse  
11 anesthetist administers deep sedation or general anesthesia,  
12 and a valid written collaborative agreement must exist between  
13 the dentist and the nurse anesthetist, in accordance with the  
14 Nurse Practice Act.

15 For the purposes of this subsection (c), "nurse  
16 anesthetist" means a licensed certified registered nurse  
17 anesthetist who holds a license as an advanced practice  
18 registered nurse.

19 (Source: P.A. 100-201, eff. 8-18-17; 100-513, eff. 1-1-18.)

20 (225 ILCS 25/17) (from Ch. 111, par. 2317)

21 (Section scheduled to be repealed on January 1, 2026)

22 Sec. 17. Acts constituting the practice of dentistry. A  
23 person practices dentistry, within the meaning of this Act:

24 (1) Who represents himself or herself as being able to  
25 diagnose or diagnoses, treats, prescribes, or operates for

1 any disease, pain, deformity, deficiency, injury, or  
2 physical condition of the human tooth, teeth, alveolar  
3 process, gums or jaw; or

4 (2) Who is a manager, proprietor, operator or conductor  
5 of a business where dental operations are performed; or

6 (3) Who performs dental operations of any kind; or

7 (4) Who uses an X-Ray machine or X-Ray films for dental  
8 diagnostic purposes; or

9 (5) Who extracts a human tooth or teeth, or corrects or  
10 attempts to correct malpositions of the human teeth or  
11 jaws; or

12 (6) Who offers or undertakes, by any means or method,  
13 to diagnose, treat or remove stains, calculus, and bonding  
14 materials from human teeth or jaws; or

15 (7) Who uses or administers local or general  
16 anesthetics in the treatment of dental or oral diseases or  
17 in any preparation incident to a dental operation of any  
18 kind or character; or

19 (8) Who takes material or digital scans for final  
20 impressions of the human tooth, teeth, or jaws or performs  
21 any phase of any operation incident to the replacement of a  
22 part of a tooth, a tooth, teeth or associated tissues by  
23 means of a filling, crown, a bridge, a denture or other  
24 appliance; or

25 (9) Who offers to furnish, supply, construct,  
26 reproduce or repair, or who furnishes, supplies,

1 constructs, reproduces or repairs, prosthetic dentures,  
2 bridges or other substitutes for natural teeth, to the user  
3 or prospective user thereof; or

4 (10) Who instructs students on clinical matters or  
5 performs any clinical operation included in the curricula  
6 of recognized dental schools and colleges; or

7 (11) Who takes material or digital scans for final  
8 impressions of human teeth or places his or her hands in  
9 the mouth of any person for the purpose of applying teeth  
10 whitening materials, or who takes impressions of human  
11 teeth or places his or her hands in the mouth of any person  
12 for the purpose of assisting in the application of teeth  
13 whitening materials. A person does not practice dentistry  
14 when he or she discloses to the consumer that he or she is  
15 not licensed as a dentist under this Act and (i) discusses  
16 the use of teeth whitening materials with a consumer  
17 purchasing these materials; (ii) provides instruction on  
18 the use of teeth whitening materials with a consumer  
19 purchasing these materials; or (iii) provides appropriate  
20 equipment on-site to the consumer for the consumer to  
21 self-apply teeth whitening materials.

22 The fact that any person engages in or performs, or offers  
23 to engage in or perform, any of the practices, acts, or  
24 operations set forth in this Section, shall be prima facie  
25 evidence that such person is engaged in the practice of  
26 dentistry.

1           The following practices, acts, and operations, however,  
2 are exempt from the operation of this Act:

3           (a) The rendering of dental relief in emergency cases  
4 in the practice of his or her profession by a physician or  
5 surgeon, licensed as such under the laws of this State,  
6 unless he or she undertakes to reproduce or reproduces lost  
7 parts of the human teeth in the mouth or to restore or  
8 replace lost or missing teeth in the mouth; or

9           (b) The practice of dentistry in the discharge of their  
10 official duties by dentists in any branch of the Armed  
11 Services of the United States, the United States Public  
12 Health Service, or the United States Veterans  
13 Administration; or

14           (c) The practice of dentistry by students in their  
15 course of study in dental schools or colleges approved by  
16 the Department, when acting under the direction and  
17 supervision of dentists acting as instructors; or

18           (d) The practice of dentistry by clinical instructors  
19 in the course of their teaching duties in dental schools or  
20 colleges approved by the Department:

21           (i) when acting under the direction and  
22 supervision of dentists, provided that such clinical  
23 instructors have instructed continuously in this State  
24 since January 1, 1986; or

25           (ii) when holding the rank of full professor at  
26 such approved dental school or college and possessing a

1 current valid license or authorization to practice  
2 dentistry in another country; or

3 (e) The practice of dentistry by licensed dentists of  
4 other states or countries at meetings of the Illinois State  
5 Dental Society or component parts thereof, alumni meetings  
6 of dental colleges, or any other like dental organizations,  
7 while appearing as clinicians; or

8 (f) The use of X-Ray machines for exposing X-Ray films  
9 of dental or oral tissues by dental hygienists or dental  
10 assistants; or

11 (g) The performance of any dental service by a dental  
12 assistant, if such service is performed under the  
13 supervision and full responsibility of a dentist. In  
14 addition, after being authorized by a dentist, a dental  
15 assistant may, for the purpose of eliminating pain or  
16 discomfort, remove loose, broken, or irritating  
17 orthodontic appliances on a patient of record.

18 For purposes of this paragraph (g), "dental service" is  
19 defined to mean any intraoral procedure or act which shall  
20 be prescribed by rule or regulation of the Department.  
21 Dental service, however, shall not include:

22 (1) Any and all diagnosis of or prescription for  
23 treatment of disease, pain, deformity, deficiency,  
24 injury or physical condition of the human teeth or  
25 jaws, or adjacent structures.

26 (2) Removal of, or restoration of, or addition to

1 the hard or soft tissues of the oral cavity, except for  
2 the placing, carving, and finishing of amalgam  
3 restorations and placing, packing, and finishing  
4 composite restorations by dental assistants who have  
5 had additional formal education and certification.

6 A dental assistant may place, carve, and finish  
7 amalgam restorations, place, pack, and finish  
8 composite restorations, and place interim restorations  
9 if he or she (A) has at least 4,000 hours of direct  
10 clinical patient care experience and has successfully  
11 completed a structured training program as described  
12 in item (2) of subsection (g) provided by: (A) an  
13 educational institution accredited by the Commission  
14 on Dental Accreditation, such as a dental school or  
15 dental hygiene or dental assistant program, or (B) has  
16 at least 4,000 hours of direct clinical patient care  
17 experience and has successfully completed a structured  
18 training program as described in item (2) of subsection  
19 (g) provided by a statewide dental association,  
20 approved by the Department to provide continuing  
21 education, that has developed and conducted training  
22 programs for expanded functions for dental assistants  
23 or hygienists. The training program must: (i) include a  
24 minimum of 16 hours of didactic study and 14 hours of  
25 clinical manikin instruction; all training programs  
26 shall include areas of study in nomenclature, caries

1 classifications, oral anatomy, periodontium, basic  
2 occlusion, instrumentations, pulp protection liners  
3 and bases, dental materials, matrix and wedge  
4 techniques, amalgam placement and carving, rubber dam  
5 clamp placement, and rubber dam placement and removal;  
6 (ii) include an outcome assessment examination that  
7 demonstrates competency; (iii) require the supervising  
8 dentist to observe and approve the completion of 8  
9 amalgam or composite restorations; and (iv) issue a  
10 certificate of completion of the training program,  
11 which must be kept on file at the dental office and be  
12 made available to the Department upon request. A dental  
13 assistant must have successfully completed an approved  
14 coronal polishing and dental sealant course prior to  
15 taking the amalgam and composite restoration course.

16 A dentist utilizing dental assistants shall not  
17 supervise more than 4 dental assistants at any one time  
18 for placing, carving, and finishing of amalgam  
19 restorations or for placing, packing, and finishing  
20 composite restorations.

21 (3) Any and all correction of malformation of teeth  
22 or of the jaws.

23 (4) Administration of anesthetics, except for  
24 monitoring of nitrous oxide, conscious sedation, deep  
25 sedation, and general anesthetic as provided in  
26 Section 8.1 of this Act, that may be performed only

1 after successful completion of a training program  
2 approved by the Department. A dentist utilizing dental  
3 assistants shall not supervise more than 4 dental  
4 assistants at any one time for the monitoring of  
5 nitrous oxide.

6 (5) Removal of calculus from human teeth.

7 (6) Taking of material or digital scans for final  
8 impressions for the fabrication of prosthetic  
9 appliances, crowns, bridges, inlays, onlays, or other  
10 restorative or replacement dentistry.

11 (7) The operative procedure of dental hygiene  
12 consisting of oral prophylactic procedures, except for  
13 coronal polishing and pit and fissure sealants, which  
14 may be performed by a dental assistant who has  
15 successfully completed a training program approved by  
16 the Department. Dental assistants may perform coronal  
17 polishing under the following circumstances: (i) the  
18 coronal polishing shall be limited to polishing the  
19 clinical crown of the tooth and existing restorations,  
20 supragingivally; (ii) the dental assistant performing  
21 the coronal polishing shall be limited to the use of  
22 rotary instruments using a rubber cup or brush  
23 polishing method (air polishing is not permitted); and  
24 (iii) the supervising dentist shall not supervise more  
25 than 4 dental assistants at any one time for the task  
26 of coronal polishing or pit and fissure sealants.



1           In addition to coronal polishing and pit and  
2           fissure sealants as described in this item (7), a  
3           dental assistant who has at least 2,000 hours of direct  
4           clinical patient care experience and who has  
5           successfully completed a structured training program  
6           provided by (1) an educational institution such as a  
7           dental school or dental hygiene or dental assistant  
8           program, or (2) by a statewide dental or dental  
9           hygienist association, approved by the Department on  
10          or before the effective date of this amendatory Act of  
11          the 99th General Assembly, that has developed and  
12          conducted a training program for expanded functions  
13          for dental assistants or hygienists may perform: (A)  
14          coronal scaling above the gum line, supragingivally,  
15          on the clinical crown of the tooth only on patients 12  
16          years of age or younger who have an absence of  
17          periodontal disease and who are not medically  
18          compromised or individuals with special needs and (B)  
19          intracoronal temporization of a tooth. The training  
20          program must: (I) include a minimum of 16 hours of  
21          instruction in both didactic and clinical manikin or  
22          human subject instruction; all training programs shall  
23          include areas of study in dental anatomy, public health  
24          dentistry, medical history, dental emergencies, and  
25          managing the pediatric patient; (II) include an  
26          outcome assessment examination that demonstrates

1 competency; (III) require the supervising dentist to  
2 observe and approve the completion of 6 full mouth  
3 supragingival scaling procedures; and (IV) issue a  
4 certificate of completion of the training program,  
5 which must be kept on file at the dental office and be  
6 made available to the Department upon request. A dental  
7 assistant must have successfully completed an approved  
8 coronal polishing course prior to taking the coronal  
9 scaling course. A dental assistant performing these  
10 functions shall be limited to the use of hand  
11 instruments only. In addition, coronal scaling as  
12 described in this paragraph shall only be utilized on  
13 patients who are eligible for Medicaid or who are  
14 uninsured and whose household income is not greater  
15 than 200% of the federal poverty level. A dentist may  
16 not supervise more than 2 dental assistants at any one  
17 time for the task of coronal scaling. This paragraph is  
18 inoperative on and after January 1, 2026 ~~2021~~.

19 The limitations on the number of dental assistants a  
20 dentist may supervise contained in items (2), (4), and (7)  
21 of this paragraph (g) mean a limit of 4 total dental  
22 assistants or dental hygienists doing expanded functions  
23 covered by these Sections being supervised by one dentist.

24 (h) The practice of dentistry by an individual who:

25 (i) has applied in writing to the Department, in  
26 form and substance satisfactory to the Department, for

1 a general dental license and has complied with all  
2 provisions of Section 9 of this Act, except for the  
3 passage of the examination specified in subsection (e)  
4 of Section 9 of this Act; or

5 (ii) has applied in writing to the Department, in  
6 form and substance satisfactory to the Department, for  
7 a temporary dental license and has complied with all  
8 provisions of subsection (c) of Section 11 of this Act;  
9 and

10 (iii) has been accepted or appointed for specialty  
11 or residency training by a hospital situated in this  
12 State; or

13 (iv) has been accepted or appointed for specialty  
14 training in an approved dental program situated in this  
15 State; or

16 (v) has been accepted or appointed for specialty  
17 training in a dental public health agency situated in  
18 this State.

19 The applicant shall be permitted to practice dentistry  
20 for a period of 3 months from the starting date of the  
21 program, unless authorized in writing by the Department to  
22 continue such practice for a period specified in writing by  
23 the Department.

24 The applicant shall only be entitled to perform such  
25 acts as may be prescribed by and incidental to his or her  
26 program of residency or specialty training and shall not

1 otherwise engage in the practice of dentistry in this  
2 State.

3 The authority to practice shall terminate immediately  
4 upon:

5 (1) the decision of the Department that the  
6 applicant has failed the examination; or

7 (2) denial of licensure by the Department; or

8 (3) withdrawal of the application.

9 (Source: P.A. 99-492, eff. 12-31-15; 99-680, eff. 1-1-17;  
10 100-215, eff. 1-1-18; 100-976, eff. 1-1-19.)

11 (225 ILCS 25/17.1)

12 (Section scheduled to be repealed on January 1, 2026)

13 Sec. 17.1. Expanded function dental assistants.

14 (a) A dental assistant who has completed training as  
15 provided in subsection (b) of this Section in all of the  
16 following areas may hold himself or herself out as an expanded  
17 function dental assistant:

18 (1) Taking material or digital scans for final  
19 impressions after completing a training program that  
20 includes either didactic objectives or clinical skills and  
21 functions that demonstrate competency.

22 (2) Performing pulp vitality test after completing a  
23 training program that includes either didactic objectives  
24 or clinical skills and functions that demonstrate  
25 competency.

1           (3) Placing, carving, and finishing of amalgam  
2 restorations and placing, packing, and finishing composite  
3 restorations as allowed under Section 17.

4           (4) Starting the flow of oxygen and monitoring of  
5 nitrous oxide-oxygen analgesia as allowed under Section  
6 17.

7           (5) Coronal polishing and pit and fissure sealants as  
8 allowed under Section 17.

9           All procedures listed in paragraphs (1) through (5) for  
10 dental assistants must be performed under the supervision of a  
11 dentist, requiring the dentist authorizes the procedure,  
12 remains in the dental facility while the procedure is  
13 performed, and approves the work performed by the dental  
14 assistant before dismissal of the patient, but the dentist is  
15 not required to be present at all times in the treatment room.

16           After the completion of training as provided in subsection  
17 (b) of this Section, an expanded function dental assistant may  
18 perform any of the services listed in this subsection (a)  
19 pursuant to the limitations of this Act.

20           (b) Certification and training as an expanded function  
21 dental assistant must be obtained from one of the following  
22 sources: (i) an approved continuing education sponsor; (ii) a  
23 dental assistant training program approved by the Commission on  
24 Dental Accreditation of the American Dental Association; or  
25 (iii) a training program approved by the Department.

26           Training required under this subsection (b) must also

1 include Basic Life Support certification, as described in  
2 Section 16 of this Act. Proof of current certification shall be  
3 kept on file with the supervising dentist.

4 (c) Any procedures listed in subsection (a) that are  
5 performed by an expanded function dental assistant must be  
6 approved by the supervising dentist and examined prior to  
7 dismissal of the patient. The supervising dentist shall be  
8 responsible for all dental services or procedures performed by  
9 the dental assistant.

10 (d) Nothing in this Section shall be construed to alter the  
11 number of dental assistants that a dentist may supervise under  
12 paragraph (g) of Section 17 of this Act.

13 (e) Nothing in this Act shall: (1) require a dental  
14 assistant to be certified as an expanded function dental  
15 assistant or (2) prevent a dentist from training dental  
16 assistants in accordance with the provisions of Section 17 or  
17 17.1 of this Act or rules pertaining to dental assistant  
18 duties.

19 (Source: P.A. 100-215, eff. 1-1-18; 100-976, eff. 1-1-19.)

20 (225 ILCS 25/18) (from Ch. 111, par. 2318)

21 (Section scheduled to be repealed on January 1, 2026)

22 Sec. 18. Acts constituting the practice of dental hygiene;  
23 limitations.

24 (a) A person practices dental hygiene within the meaning of  
25 this Act when he or she performs the following acts under the

1 supervision of a dentist:

2 (i) the operative procedure of dental hygiene,  
3 consisting of oral prophylactic procedures;

4 (ii) the exposure and processing of X-Ray films of the  
5 teeth and surrounding structures;

6 (iii) the application to the surfaces of the teeth or  
7 gums of chemical compounds designed to be desensitizing  
8 agents or effective agents in the prevention of dental  
9 caries or periodontal disease;

10 (iv) all services which may be performed by a dental  
11 assistant as specified by rule pursuant to Section 17, and  
12 a dental hygienist may engage in the placing, carving, and  
13 finishing of amalgam restorations only after obtaining  
14 formal education and certification as determined by the  
15 Department;

16 (v) administration and monitoring of nitrous oxide  
17 upon successful completion of a training program approved  
18 by the Department;

19 (vi) administration of local anesthetics upon  
20 successful completion of a training program approved by the  
21 Department; and

22 (vii) such other procedures and acts as shall be  
23 prescribed by rule or regulation of the Department.

24 (b) A dental hygienist may be employed or engaged only:

25 (1) by a dentist;

26 (2) by a federal, State, county, or municipal agency or

1 institution;

2 (3) by a public or private school; or

3 (4) by a public clinic operating under the direction of  
4 a hospital or federal, State, county, municipal, or other  
5 public agency or institution.

6 (c) When employed or engaged in the office of a dentist, a  
7 dental hygienist may perform, under general supervision, those  
8 procedures found in items (i) through (iv) of subsection (a) of  
9 this Section, provided the patient has been examined by the  
10 dentist within one year of the provision of dental hygiene  
11 services, the dentist has approved the dental hygiene services  
12 by a notation in the patient's record and the patient has been  
13 notified that the dentist may be out of the office during the  
14 provision of dental hygiene services.

15 (d) If a patient of record is unable to travel to a dental  
16 office because of illness, infirmity, or imprisonment, a dental  
17 hygienist may perform, under the general supervision of a  
18 dentist, those procedures found in items (i) through (iv) of  
19 subsection (a) of this Section, provided the patient is located  
20 in a long-term care facility licensed by the State of Illinois,  
21 a mental health or developmental disability facility, or a  
22 State or federal prison. The dentist shall personally examine  
23 and diagnose the patient and determine which services are  
24 necessary to be performed, which shall be contained in an order  
25 to the hygienist and a notation in the patient's record. Such  
26 order must be implemented within 120 days of its issuance, and



1 an updated medical history and observation of oral conditions  
2 must be performed by the hygienist immediately prior to  
3 beginning the procedures to ensure that the patient's health  
4 has not changed in any manner to warrant a reexamination by the  
5 dentist.

6 (e) School-based oral health care, consisting of and  
7 limited to oral prophylactic procedures, sealants, and  
8 fluoride treatments, may be provided by a dental hygienist  
9 under the general supervision of a dentist. A dental hygienist  
10 may not provide other dental hygiene treatment in a  
11 school-based setting, including but not limited to  
12 administration or monitoring of nitrous oxide or  
13 administration of local anesthetics. The school-based  
14 procedures may be performed provided the patient is located at  
15 a public or private school and the program is being conducted  
16 by a State, county or local public health department initiative  
17 or in conjunction with a dental school or dental hygiene  
18 program. The dentist shall personally examine and diagnose the  
19 patient and determine which services are necessary to be  
20 performed, which shall be contained in an order to the  
21 hygienist and a notation in the patient's record. Any such  
22 order for sealants must be implemented within 120 days after  
23 its issuance. Any such order for oral prophylactic procedures  
24 or fluoride treatments must be implemented within 180 days  
25 after its issuance. An updated medical history and observation  
26 of oral conditions must be performed by the hygienist

1 immediately prior to beginning the procedures to ensure that  
2 the patient's health has not changed in any manner to warrant a  
3 reexamination by the dentist.

4 (f) Without the supervision of a dentist, a dental  
5 hygienist may perform dental health education functions and may  
6 record case histories and oral conditions observed.

7 (g) The number of dental hygienists practicing in a dental  
8 office shall not exceed, at any one time, 4 times the number of  
9 dentists practicing in the office at the time.

10 (h) A dental hygienist who is certified as a public health  
11 dental hygienist may provide services to patients: (1) who are  
12 eligible for Medicaid or (2) who are uninsured and whose  
13 household income is not greater than 200% of the federal  
14 poverty level. A public health dental hygienist may perform  
15 oral assessments, perform screenings, and provide educational  
16 and preventative services as provided in subsection (b) of  
17 Section 18.1 of this Act. The public health dental hygienist  
18 may not administer local anesthesia or nitrous oxide, or place,  
19 carve, or finish amalgam restorations or provide periodontal  
20 therapy under this exception. Each patient must sign a consent  
21 form that acknowledges that the care received does not take the  
22 place of a regular dental examination. The public health dental  
23 hygienist must provide the patient or guardian a written  
24 referral to a dentist for assessment of the need for further  
25 dental care at the time of treatment. Any indication or  
26 observation of a condition that could warrant the need for

1 urgent attention must be reported immediately to the  
2 supervising dentist for appropriate assessment and treatment.

3 This subsection (h) is inoperative on and after January 1,  
4 2026 ~~2021~~.

5 (i) A dental hygienist performing procedures listed in  
6 paragraphs (1) through (4) of subsection (a) of Section 17.1  
7 must be under the supervision of a dentist, requiring the  
8 dentist authorizes the procedure, remains in the dental  
9 facility while the procedure is performed, and approves the  
10 work performed by the dental hygienist before dismissal of the  
11 patient, but the dentist is not required to be present at all  
12 times in the treatment room.

13 (j) A dental hygienist may perform actions described in  
14 paragraph (5) of subsection (a) of Section 17.1 under the  
15 general supervision of a dentist as described in this Section.

16 (Source: P.A. 99-492, eff. 12-31-15; 100-976, eff. 1-1-19.)

17 (225 ILCS 25/18.1)

18 (Section scheduled to be repealed on January 1, 2021)

19 Sec. 18.1. Public health dental supervision  
20 responsibilities.

21 (a) When working together in a public health supervision  
22 relationship, dentists and public health dental hygienists  
23 shall enter into a public health supervision agreement. The  
24 dentist providing public health supervision must:

25 (1) be available to provide an appropriate level of

1 contact, communication, collaboration, and consultation  
2 with the public health dental hygienist and must meet  
3 in-person with the public health dental hygienist at least  
4 quarterly for review and consultation;

5 (2) have specific standing orders or policy guidelines  
6 for procedures that are to be carried out for each location  
7 or program, although the dentist need not be present when  
8 the procedures are being performed;

9 (3) provide for the patient's additional necessary  
10 care in consultation with the public health dental  
11 hygienist;

12 (4) file agreements and notifications as required; and

13 (5) include procedures for creating and maintaining  
14 dental records, including protocols for transmission of  
15 all records between the public health dental hygienist and  
16 the dentist following each treatment, which shall include a  
17 notation regarding procedures authorized by the dentist  
18 and performed by the public health dental hygienist and the  
19 location where those records are to be kept.

20 Each dentist and hygienist who enters into a public health  
21 supervision agreement must document and maintain a copy of any  
22 change or termination of that agreement.

23 Dental records shall be owned and maintained by the  
24 supervising dentist for all patients treated under public  
25 health supervision, unless the supervising dentist is an  
26 employee of a public health clinic or federally qualified

1 health center, in which case the public health clinic or  
2 federally qualified health center shall maintain the records.

3 If a dentist ceases to be employed or contracted by the  
4 facility, the dentist shall notify the facility administrator  
5 that the public health supervision agreement is no longer in  
6 effect. A new public health supervision agreement is required  
7 for the public health dental hygienist to continue treating  
8 patients under public health supervision.

9 A dentist entering into an agreement under this Section may  
10 supervise and enter into agreements for public health  
11 supervision with 2 public health dental hygienists. This shall  
12 be in addition to the limit of 4 dental hygienists per dentist  
13 set forth in subsection (g) of Section 18 of this Act.

14 (b) A public health dental hygienist providing services  
15 under public health supervision may perform only those duties  
16 within the accepted scope of practice of dental hygiene, as  
17 follows:

18 (1) the operative procedures of dental hygiene,  
19 consisting of oral prophylactic procedures, including  
20 prophylactic cleanings, application of fluoride, and  
21 placement of sealants;

22 (2) the exposure and processing of x-ray films of the  
23 teeth and surrounding structures; and

24 (3) such other procedures and acts as shall be  
25 prescribed by rule of the Department.

26 Any patient treated under this subsection (b) must be

1 examined by a dentist before additional services can be  
2 provided by a public health dental hygienist. However, if the  
3 supervising dentist, after consultation with the public health  
4 hygienist, determines that time is needed to complete an  
5 approved treatment plan on a patient eligible under this  
6 Section, then the dentist may instruct the hygienist to  
7 complete the remaining services prior to an oral examination by  
8 the dentist. Such instruction by the dentist to the hygienist  
9 shall be noted in the patient's records. Any services performed  
10 under this exception must be scheduled in a timely manner and  
11 shall not occur more than 30 days after the first appointment  
12 date.

13 (c) A public health dental hygienist providing services  
14 under public health supervision must:

15 (1) provide to the patient, parent, or guardian a  
16 written plan for referral or an agreement for follow-up  
17 that records all conditions observed that should be called  
18 to the attention of a dentist for proper diagnosis;

19 (2) have each patient sign a permission slip or consent  
20 form that informs them that the service to be received does  
21 not take the place of regular dental checkups at a dental  
22 office and is meant for people who otherwise would not have  
23 access to the service;

24 (3) inform each patient who may require further dental  
25 services of that need;

26 (4) maintain an appropriate level of contact and

1 communication with the dentist providing public health  
2 supervision; and

3 (5) complete an additional 4 hours of continuing  
4 education in areas specific to public health dentistry  
5 yearly.

6 (d) Each public health dental hygienist who has rendered  
7 services under subsections (c), (d), and (e) of this Section  
8 must complete a summary report at the completion of a program  
9 or, in the case of an ongoing program, at least annually. The  
10 report must be completed in the manner specified by the  
11 Division of Oral Health in the Department of Public Health  
12 including information about each location where the public  
13 health dental hygienist has rendered these services. The public  
14 health dental hygienist must submit the form to the dentist  
15 providing supervision for his or her signature before sending  
16 it to the Division.

17 (e) Public health dental hygienists providing services  
18 under public health supervision may be compensated for their  
19 work by salary, honoraria, and other mechanisms by the  
20 employing or sponsoring entity. Nothing in this Act shall  
21 preclude the entity that employs or sponsors a public health  
22 dental hygienist from seeking payment, reimbursement, or other  
23 source of funding for the services provided.

24 (f) This Section is repealed on January 1, 2026 ~~2021~~.

25 (Source: P.A. 99-492, eff. 12-31-15; 99-680, eff. 1-1-17.)

1 (225 ILCS 25/38.2)

2 (Section scheduled to be repealed on January 1, 2026)

3 Sec. 38.2. Death or incapacitation of dentist.

4 (a) The executor or administrator of a dentist's estate or  
5 the legal guardian or authorized representative of a dentist  
6 who has become incapacitated may contract with another dentist  
7 or dentists to continue the operations of the deceased or  
8 incapacitated dentist's practice (if the practice of the  
9 deceased or incapacitated dentist is a sole proprietorship, a  
10 corporation where the deceased or incapacitated dentist is the  
11 sole shareholder, or a limited liability company where the  
12 deceased or incapacitated dentist is the sole member) for a  
13 period of ~~no more than~~ one year from the time of death or  
14 incapacitation of the dentist or until the practice is sold,  
15 whichever occurs first, if all the following conditions are  
16 met:

17 (1) The executor, administrator, guardian, or  
18 authorized representative executes and files with the  
19 Department a notification of death or incapacitation on a  
20 form provided by the Department, which notification shall  
21 include the following:

22 (A) the name and license number of the deceased or  
23 incapacitated dentist;

24 (B) the name and address of the dental practice;

25 (C) the name, address, and tax identification  
26 number of the estate;



1 (D) the name and license number of each dentist who  
2 will operate the dental practice; and

3 (E) an affirmation, under penalty of perjury, that  
4 the information provided is true and correct and that  
5 the executor, administrator, guardian, or authorized  
6 representative understands that any interference by  
7 the executor, administrator, guardian, or authorized  
8 representative or any agent or assignee of the  
9 executor, administrator, guardian, or authorized  
10 representative with the contracting dentist's or  
11 dentists' practice of dentistry or professional  
12 judgment or any other violation of this Section is  
13 grounds for an immediate termination of the operations  
14 of the dental practice.

15 (2) Within 30 days after the death or incapacitation of  
16 a dentist, the executor, administrator, guardian, or  
17 authorized representative shall send notification of the  
18 death or incapacitation by mail to the last known address  
19 of each patient of record that has seen the deceased or  
20 incapacitated dentist within the previous 12 months, with  
21 an explanation of how copies of the practitioner's records  
22 may be obtained. This notice may also contain any other  
23 relevant information concerning the continuation of the  
24 dental practice.

25 Continuation of the operations of the dental practice of a  
26 deceased or incapacitated dentist shall not begin until the

1 provisions of this subsection (a) have been met.

2 If the practice is not sold within the initial one-year  
3 period, the provision described in subsection (a) may be  
4 extended for additional 12-month periods by the Department.  
5 However, if the extension is approved, the extension shall not  
6 exceed 3 additional 12-month periods. Each extension must be  
7 granted prior to the expiration date of the prior extension and  
8 must be accompanied by a petition detailing the reasons for the  
9 extension that must be kept on file by the Department.

10 (b) The Secretary may terminate the operations of a dental  
11 practice operating pursuant to this Section if the Department  
12 has evidence of a violation of this Section or Section 23 or 24  
13 of this Act. The Secretary must conduct a hearing before  
14 terminating the operations of a dental practice operating  
15 pursuant to this Section. At least 15 days before the hearing  
16 date, the Department (i) must notify, in writing, the executor,  
17 administrator, guardian, or authorized representative at the  
18 address provided, pursuant to item (C) of subdivision (1) of  
19 subsection (a) of this Section, and to the contracting dentist  
20 or dentists at the address of the dental practice provided  
21 pursuant to item (B) of subdivision (1) of subsection (a) of  
22 this Section, of any charges made and of the time and place of  
23 the hearing on the charges before the Secretary or hearing  
24 officer, as provided in Section 30 of this Act, (ii) direct the  
25 executor, administrator, guardian, or authorized  
26 representative to file his or her written answer to such

1 charges with the Secretary under oath within 10 days after the  
2 service on the executor, administrator, guardian, or  
3 authorized representative of the notice, and (iii) inform the  
4 executor, administrator, guardian, or authorized  
5 representative that if he or she fails to file such answer, a  
6 default judgment will be entered against him or her and the  
7 operations of the dental practice shall be terminated.

8 (c) If the Secretary finds that evidence in his or her  
9 possession indicates that a violation of this Section or  
10 Section 23 or 24 of this Act constitutes an immediate threat to  
11 the public health, safety, or welfare, the Secretary may  
12 immediately terminate the operations of the dental practice  
13 without a hearing. Upon service by certified mail to the  
14 executor, administrator, guardian, or authorized  
15 representative, at the address provided pursuant to item (C) of  
16 subdivision (1) of subsection (a) of this Section, and the  
17 contracting dentist or dentists, at the address of the dental  
18 practice provided pursuant to item (B) of subdivision (1) of  
19 subsection (a) of this Section, of notice of an order  
20 immediately terminating the operations of the dental practice,  
21 the executor, administrator, guardian, or authorized  
22 representative may petition the Department within 30 days for a  
23 hearing to take place within 30 days after the petition is  
24 filed.

25 (d) The Department may require, by rule, the submission to  
26 the Department of any additional information necessary for the

1 administration of this Section.

2 (Source: P.A. 94-1028, eff. 1-1-07.)

3 (225 ILCS 25/54.3)

4 (Section scheduled to be repealed on January 1, 2020)

5 Sec. 54.3. Vaccinations.

6 (a) Notwithstanding Section 54.2 of this Act, a dentist may  
7 administer vaccinations upon completion of appropriate  
8 training set forth by rule and approved by the Department on  
9 appropriate vaccine storage, proper administration, and  
10 addressing contraindications and adverse reactions.  
11 Vaccinations shall be limited to patients 18 years of age and  
12 older pursuant to a valid prescription or standing order by a  
13 physician licensed to practice medicine in all its branches  
14 who, in the course of professional practice, administers  
15 vaccines to patients. Methods of communication shall be  
16 established for consultation with the physician in person or by  
17 telecommunications.

18 (b) Vaccinations administered by a dentist shall be limited  
19 to influenza (inactivated influenza vaccine and live  
20 attenuated influenza intranasal vaccine). Vaccines shall only  
21 be administered by the dentist and shall not be delegated to an  
22 assistant or any other person. Vaccination of a patient by a  
23 dentist shall be documented in the patient's dental record and  
24 the record shall be retained in accordance with current dental  
25 recordkeeping standards. The dentist shall notify the

1 patient's primary care physician of each dose of vaccine  
2 administered to the patient and shall enter all patient level  
3 data or update the patient's current record. The dentist may  
4 provide this notice to the patient's physician electronically.  
5 In addition, the dentist shall enter all patient level data on  
6 vaccines administered in the immunization data registry  
7 maintained by the Department of Public Health.

8 (c) A dentist shall only provide vaccinations under this  
9 Section if contracted with and credentialed by the patient's  
10 health insurance, health maintenance organization, or other  
11 health plan to specifically provide the vaccinations allowed  
12 under this Section. Persons enrolled in Medicare or Medicaid  
13 may only receive the vaccinations allowed for under this  
14 Section from dentists who are authorized to do so by the  
15 federal Centers for Medicare and Medicaid Services or the  
16 Department of Healthcare and Family Services.

17 (d) The Department shall adopt any rules necessary to  
18 implement this Section.

19 (e) This Section is repealed on January 1, 2026 ~~2020~~.

20 (Source: P.A. 98-665, eff. 6-23-14.)

21 Section 99. Effective date. This Act takes effect upon  
22 becoming law.

1 INDEX

2 Statutes amended in order of appearance

3 225 ILCS 25/4 from Ch. 111, par. 2304

4 225 ILCS 25/8.1 from Ch. 111, par. 2308.1

5 225 ILCS 25/17 from Ch. 111, par. 2317

6 225 ILCS 25/17.1

7 225 ILCS 25/18 from Ch. 111, par. 2318

8 225 ILCS 25/18.1

9 225 ILCS 25/38.2

10 225 ILCS 25/54.3