

Amend CSSB 455 as follows:

(1) In SECTION 2 of the bill, in proposed Section 265.0001(2)(C), Occupations Code (page 1, line 42), strike "and".

(2) In SECTION 2 of the bill, in proposed Section 265.0001(2)(D), Occupations Code, between "tissue" and the period (page 1, line 43), insert the following:

"; and

(E) in the opinion of the treating dentist, may be performed by a properly trained dental assistant".

(3) In SECTION 4 of the bill, in amended Section 265.003, Occupations Code (page 2, line 4), strike "~~(a)~~" and substitute "(a)".

(4) In SECTION 4 of the bill, in amended Section 265.003(1)(C), Occupations Code (page 2, line 14), after fluoride add "varnish".

(5) In SECTION 4 of the bill, in amended Section 265.003(2)(B), Occupations Code (page 2, lines 21 and 22), strike "if the treating dentist delegates the procedure orally or in writing before the dental assistant performs the procedure".

(6) In SECTION 4 of the bill, strike deleted Section 265.003(b), Occupations Code (page 2, lines 23 through 30), and substitute the following:

(a-1) A treating dentist who delegates the provision of interim treatment of a minor emergency dental condition to a dental assistant under Subsection (a)(2)(B) shall:

(1) delegate the procedure orally or in writing before the dental assistant performs the procedure;

(2) retain responsibility for the procedure; and

(3) schedule a follow-up appointment with the patient within a reasonable time.

(b) A dental assistant who applies [~~may apply~~] a pit and fissure sealant under Subsection (a) may cleanse the occlusal and smooth surfaces of the teeth immediately before and for the sole purpose of preparing the tooth area for the placement of the pit and fissure sealant or orthodontic bonding resin. A procedure performed by a dental assistant under this subsection may not be billed as a prophylaxis [~~only if:~~

~~[(1) the assistant is certified to apply a pit and fissure sealant under Section 265.004; and~~

~~[(2) the dentist described by Subsection (a):~~

~~[(A) is a Medicaid provider; or~~

~~[(B) practices in an area determined to be underserved by the Texas Department of Health].~~