

By: Zerwas

H.B. No. 796

A BILL TO BE ENTITLED

AN ACT

relating to consent before a dentist or dental hygienist may clean teeth without performing an x-ray.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter B, Chapter 258, Occupations Code, is amended by adding Section 258.055 to read as follows:

Sec. 258.055. CONSENT TO CLEANING WITHOUT X-RAY. If, in the dentist's professional judgment, a dental x-ray is necessary before a patient's teeth may be cleaned, the dentist may clean the patient's teeth without first making a dental x-ray only if the dentist obtains the patient's voluntary, written informed consent on a form prescribed by the board.

SECTION 2. Subchapter D, Chapter 262, Occupations Code, is amended by adding Section 262.153 to read as follows:

Sec. 262.153. CONSENT TO CLEANING WITHOUT X-RAY. If, in the dental hygienist's professional judgment, a dental x-ray is necessary before a patient's teeth may be cleaned, the dental hygienist may clean the patient's teeth without first making a dental x-ray only if the dental hygienist obtains the patient's voluntary, written informed consent on a form prescribed by the board.

SECTION 3. The State Board of Dental Examiners shall prescribe a consent form for use by patients under Sections 258.055 and 262.153, Occupations Code, as added by this Act, not later than

1 November 1, 2011.

2 SECTION 4. (a) Except as provided by Subsection (b) of this
3 section, this Act takes effect September 1, 2011.

4 (b) Sections 258.055 and 262.153, Occupations Code, as
5 added by this Act, take effect January 1, 2011.