

STATE OF NEW YORK

7877

IN SENATE

February 27, 2020

Introduced by Sen. GOUNARDES -- read twice and ordered printed, and when printed to be committed to the Committee on Higher Education

AN ACT to amend the education law, in relation to unprofessional dental conduct

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

1 Section 1. Section 6611 of the education law is amended by adding a
2 new subdivision 11 to read as follows:

3 11. Unprofessional conduct shall include the failure by a treating
4 dentist, prior to the initial diagnosis and correction of malpositions
5 of human teeth or initial use of orthodontic appliances, to perform an
6 examination, including the review of the patient's most recent diagnos-
7 tic digital or conventional radiographs or other equivalent bone imaging
8 suitable for orthodontia. New radiographs or other equivalent bone imag-
9 ing shall be ordered if deemed appropriate by the treating dentist.
10 Unprofessional conduct shall also include a failure to make available
11 the name, telephone number, practice address, and New York state license
12 number of any dentist who will be involved in the provision of tele-
13 health services to a patient prior to the rendering of services and when
14 requested by a patient. Unprofessional conduct shall also include
15 requiring a patient to sign an agreement that limits the patient's abil-
16 ity to file a complaint with the department.

17 § 2. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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