

**First Regular Session  
Seventy-fifth General Assembly  
STATE OF COLORADO**

**INTRODUCED**

LLS NO. 25-0401.03 Kristen Forrestal x4217

**SENATE BILL 25-194**

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**A BILL FOR AN ACT**

101 **CONCERNING THE CONTINUATION OF THE "DENTAL PRACTICE ACT".**

**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

**Sunset Process - Senate Health and Human Services Committee.** The bill makes changes to the "Dental Practice Act" (act) by:

- Continuing the act for 9 years, until 2034;
- Updating and adding definitions;
- Changing the makeup of the Colorado dental board (board);
- Requiring the attorney general, in addition to counseling the board, to counsel and advise the board's consultants;

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing law.  
Dashes through the words or numbers indicate deletions from existing law.

- Adding and updating the grounds for which the board may take disciplinary action against an applicant for licensure or a licensee;
- Allowing a licensee's submission to a mental or physical examination to satisfy the requirement to notify the board of a condition that would impair the licensee's ability to practice;
- Adding as exemptions to the act the volunteer practice of dentistry and dental hygiene under specific conditions;
- Repealing the exceptions that allow a dental therapist, dental hygienist, or dental assistant to perform certain dentistry practices and including additional tasks to the list of items included in the practice of dentistry;
- Clarifying that a dental assistant, dental hygienist, and dental therapist may perform tasks consistent with rules adopted by the board;
- Requiring providers who perform itinerant surgery to develop and maintain protocols for emergency follow-up care;
- Authorizing licensed dentists to prescribe orders electronically;
- Requiring a peer health assistance program selected as a designated provider for the dentist peer health assistance program to provide training and calibration to dentists who practice monitoring services;
- Authorizing dentists to self-refer to participate in a peer health assistance program or be referred by the board;
- Requiring an applicant for dental, dental hygienist, or dental therapy licensure to pass a jurisprudence examination that tests the applicant's knowledge of the act;
- Removing a requirement that dental education schools and programs must be accredited or approved by a specific entity;
- Requiring the board to adopt rules that allow for expedited, temporary licensure during a public health emergency;
- Repealing specific tasks that are currently authorized to be performed by a dental therapist;
- Updating procedures for the construction of dental devices by an unlicensed technician;
- Updating the list of practices that are considered to be the practice of unsupervised dental hygiene;
- Repealing the specific dosages of certain drugs that a dental hygienist may prescribe;
- Authorizing the board to adopt rules that identify safe prescribing alternatives to silver diamine fluoride as a

- treatment for strengthening teeth and preventing tooth decay;
- Identifying tasks that are deemed to be practicing supervised dental hygiene;
- Requiring a dental hygienist performing an interim therapeutic restoration to confirm a referral for follow-up care with a dentist;
- Limiting the number of dental hygienists that a dentist may supervise; and
- Authorizing a dental therapist to perform specific tasks.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2           **SECTION 1.** In Colorado Revised Statutes, 12-220-104, **amend**  
3 (1), (4), (9)(a), and (10)(a); **add** (10.5) and (14.5); and **add with**  
4 **amended and relocated provisions** (5.3) as follows:

5           **12-220-104. Definitions - rules.** As used in this article 220, unless  
6 the context otherwise requires:

7           (1) "Accredited" means a program that is nationally recognized for  
8 specialized accrediting for dental, dental therapy, dental hygiene, and  
9 dental auxiliary programs by THE COMMISSION ON DENTAL  
10 ACCREDITATION OR A SPECIALTY ACCREDITING ORGANIZATION  
11 RECOGNIZED BY the United States department of education OR BY A  
12 SUCCESSOR ORGANIZATION OF THE COMMISSION OR THE BOARD.

13           (4) "Dental hygiene" means the delivery of preventive,  
14 educational, and clinical services supporting total health for the control  
15 of oral disease; THE IMPACT OF THE DISEASE, DISORDER, OR CONDITION ON  
16 THE HUMAN BODY; and the promotion of oral health provided by a dental  
17 hygienist within the scope of the dental hygienist's education, training,  
18 and experience and in accordance with applicable law.

19           (5.3) [**Formerly 12-220-104 (11)**] "DENTAL laboratory work  
20 order" means:

1           (a) The ~~written instructions~~ DOCUMENTED ORDER of a dentist  
2 licensed in Colorado authorizing another person to construct, reproduce,  
3 or repair any prosthetic denture, bridge, appliance, or other structure to  
4 function in the oral cavity, maxillofacial area, or adjacent and associated  
5 regions; AND

6           (b) THE DOCUMENTED ORDER OF A DENTAL HYGIENIST LICENSED  
7 IN THIS STATE AUTHORIZING ANOTHER PERSON TO CONSTRUCT,  
8 REPRODUCE, OR REPAIR AN ORAL MEDICAMENT CARRIER.

9           (9) (a) (I) "Indirect supervision" means the supervision of those  
10 tasks or procedures that do not require the presence of the dentist in the  
11 office or on the premises at the time the tasks or procedures are being  
12 performed but do require that the tasks be performed with the prior  
13 knowledge and consent of the dentist.

14           (II) A DENTIST WHO PROVIDES INDIRECT SUPERVISION MUST HAVE  
15 AN ACTIVE LICENSE IN GOOD STANDING AND A PHYSICAL PRACTICE  
16 LOCATION IN THIS STATE OR WITHIN A REASONABLE PROXIMITY OF THE  
17 LOCATION WHERE THE SUPERVISED SERVICES ARE DELIVERED IN ORDER TO  
18 PROVIDE NECESSARY EMERGENCY CARE OR FOLLOW-UP CARE.

19           (10) (a) "Interim therapeutic restoration" or "ITR" means a direct  
20 provisional restoration placed to stabilize a tooth until a licensed dentist  
21 OR DENTAL THERAPIST can assess the need for further definitive treatment.

22           (10.5) "ITINERANT SURGERY" MEANS THE ELECTIVE ORAL AND  
23 MAXILLOFACIAL SURGERY PERFORMED IN NONACCREDITED SURGICAL OR  
24 TREATMENT FACILITIES OTHER THAN THE FACILITY OR FACILITIES OWNED  
25 OR LEASED BY THE PROFESSIONAL PRACTICE EMPLOYING THE  
26 PRACTITIONER OR SPECIALTY-LEVEL SURGICAL CARE PERFORMED BY A  
27 PRACTITIONER WHO IS NOT A GRADUATE OF AN ACCREDITED SURGICAL

1 SPECIALTY TRAINING PROGRAM IN A TREATMENT FACILITY.

2 (14.5) (a) "TELEDENTISTRY" MEANS TELEHEALTH METHODOLOGIES  
3 AND SYSTEMS THAT ARE USED IN A MANNER THAT IS COMPLIANT WITH THE  
4 FEDERAL "HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT  
5 OF 1996", 42 U.S.C. SECS. 1320d TO 1320d-9, AS AMENDED, TO DELIVER  
6 ORAL HEALTH SERVICES IN DENTISTRY, INCLUDING INFORMATIONAL AND  
7 ELECTRONIC COMMUNICATION TECHNOLOGIES, REMOTE MONITORING  
8 TECHNOLOGIES, AND STORE-AND-FORWARD TRANSFERS, TO FACILITATE  
9 THE ASSESSMENT, DIAGNOSIS, CONSULTATION, COUNSELING, AND  
10 EDUCATION OF, OR TREATMENT PLANNING FOR, A PATIENT WHILE THE  
11 PATIENT IS LOCATED AT AN ORIGINATING SITE WITHOUT A DENTAL  
12 PRACTITIONER, AND THE DENTAL PRACTITIONER PROVIDING THE SERVICE  
13 IS AT A DISTANT SITE.

14 (b) AS USED IN THIS SUBSECTION (14.5), "TELEHEALTH" MEANS A  
15 BROAD VARIETY OF TECHNOLOGIES AND TACTICS TO DELIVER VIRTUAL  
16 MEDICAL, HEALTH, AND EDUCATION SERVICES. "TELEHEALTH" IS NOT A  
17 SPECIFIC SERVICE BUT A COLLECTION OF MEANS TO ENHANCE CARE AND  
18 EDUCATION DELIVERY.

19 **SECTION 2.** In Colorado Revised Statutes, 12-220-105, **amend**  
20 (1)(b)(I), (1)(b)(III)(B), (1)(b)(III)(C), and (5); and **repeal** (1)(b)(II) and  
21 (1)(c)(II) as follows:

22 **12-220-105. Colorado dental board - qualifications of board**  
23 **members - quorum - panel - rules - review of functions - repeal of**  
24 **article.** (1) (b) (I) ~~Except as provided in subsection (1)(b)(II) of this~~  
25 ~~section,~~ The board consists of seven dentist members, three dental  
26 hygienist members, and three members from the public at large. The  
27 governor shall appoint each member for a term of four years, and each

1 member must have the qualifications provided in this article 220. A  
2 member shall not serve more than two consecutive terms of four years.  
3 Each board member holds office until the member's term expires or until  
4 the governor appoints a successor. ~~This subsection (1)(b)(I) is repealed,~~  
5 ~~effective December 1, 2031.~~

6 (II) ~~(A) Effective July 1, 2031, the board consists of seven dentist~~  
7 ~~members, two dental therapist members, two dental hygienist members,~~  
8 ~~and two members from the public at large. The governor shall appoint~~  
9 ~~each member for a term of four years, and each member must have the~~  
10 ~~qualifications provided in this article 220. A member shall not serve more~~  
11 ~~than two consecutive terms of four years. Each board member holds~~  
12 ~~office until the member's term expires or until the governor appoints a~~  
13 ~~successor.~~

14 ~~(B) A member serving on the board as of June 30, 2031, may~~  
15 ~~serve the member's full term.~~

16 (III) A person is qualified to be appointed to the board if the  
17 person:

18 (B) Is currently licensed as a dentist ~~dental therapist~~, or dental  
19 hygienist, if fulfilling that position on the board; and

20 (C) Has been actively engaged in a clinical practice in this state  
21 for at least five years immediately preceding the appointment, if fulfilling  
22 the position of dentist ~~dental therapist~~, or dental hygienist on the board.

23 (c) ~~(II) (A) In making appointments of dental therapists to the~~  
24 ~~board, the governor shall appoint individuals who are diverse with regard~~  
25 ~~to race, ethnicity, immigration status, income, wealth, age, ability, sexual~~  
26 ~~orientation, gender identity, and geography.~~

27 ~~(B) In considering the racial and ethnic diversity of the dental~~

1 therapists appointed to the board, the governor shall attempt to ensure that  
2 at least one member is a person of color.

3 ~~(C) In considering the geographic diversity of the dental therapists~~  
4 ~~appointed to the board, the governor shall attempt to appoint members~~  
5 ~~from both rural and urban areas of the state.~~

6 (5) ~~(a)~~ THIS ARTICLE 220 IS REPEALED, EFFECTIVE SEPTEMBER 1,  
7 2034. Before the repeal, ~~of this article 220 pursuant to subsection (5)(b)~~  
8 ~~of this section,~~ all functions of the board are scheduled for review in  
9 accordance with section 24-34-104.

10 ~~(b) This article 220 is repealed, effective September 1, 2025.~~

11 **SECTION 3.** In Colorado Revised Statutes, 12-220-106, **amend**  
12 (1)(a) introductory portion and (2); and **add** (1)(a)(VI) as follows:

13 **12-220-106. Powers and duties of board - rules - limitation on**  
14 **authority.** (1) The board shall exercise, in accordance with this article  
15 220, the following powers and duties:

16 (a) ~~Make~~ ADOPT, publish, declare, and periodically review  
17 reasonable rules pursuant to section 12-20-204, including rules regarding:

18 (VI) CRITERIA AND PROCEDURES FOR RECRUITING, TRAINING, AND  
19 CALIBRATING PRACTICE MONITORS THAT ASSIST LICENSEES PARTICIPATING  
20 IN PEER HEALTH ASSISTANCE PROGRAMS DESCRIBED IN SECTIONS  
21 12-220-310 AND 12-220-507;

22 (2) The board may recognize those dental specialties defined by  
23 the ~~American Dental Association~~ NATIONAL COMMISSION ON  
24 RECOGNITION OF DENTAL SPECIALTIES AND CERTIFYING BOARDS OR THE  
25 UNITED STATES DEPARTMENT OF EDUCATION.

26 **SECTION 4.** In Colorado Revised Statutes, **amend** 12-220-108  
27 as follows:

1           **12-220-108. Attorney general shall represent board and**  
2 **members.** The attorney general of the state of Colorado shall counsel  
3 with and advise the board MEMBERS AND THE BOARD'S CONSULTANTS in  
4 connection with ~~its~~ THE BOARD'S duties and responsibilities ~~under~~  
5 DESCRIBED IN this article 220. If litigation is brought against the board or  
6 any of its individual members OR CONSULTANTS in connection with  
7 actions taken by the board or any of its members under this article 220  
8 and the actions are free of malice, fraud, or willful neglect of duty, the  
9 attorney general shall defend the litigation without cost to the board or to  
10 any individual member of the board.

11           **SECTION 5.** In Colorado Revised Statutes, 12-220-201, **amend**  
12 (1)(n), (1)(s), (1)(ii), and (1)(oo); and **add** (1)(qq), (1)(rr), and (1)(ss) as  
13 follows:

14           **12-220-201. Grounds for disciplinary action - definition.**

15 (1) The board may take disciplinary action against an applicant or  
16 licensee in accordance with sections 12-20-4.04 and 12-220-202 for any  
17 of the following causes:

18           (n) Refusing to make patient records available to a patient,  
19 PATIENT REPRESENTATIVE, OR PREVIOUS OR CURRENT TREATMENT  
20 PROVIDER WITHIN SEVEN CALENDAR DAYS AFTER A WRITTEN REQUEST  
21 pursuant to a written authorization request under section 25-1-802;

22           (s) Failing to furnish unlicensed persons with DENTAL laboratory  
23 work orders pursuant to section 12-220-502;

24           (ii) Advertising or otherwise holding oneself out to the public as  
25 practicing a dental specialty in which the dentist has not successfully  
26 completed the education specified for the dental specialty as defined by  
27 the ~~American Dental Association~~ NATIONAL COMMISSION ON



1 RECOGNITION OF DENTAL SPECIALTIES AND CERTIFYING BOARDS OR THE  
2 UNITED STATES DEPARTMENT OF EDUCATION;

3 (oo) Failing to comply with ~~sections 12-220-501 (1)(a)(H)(C) and~~  
4 ~~12-220-503 (1)(g)~~ SECTION 12-220-503 (1)(g) and rules adopted pursuant  
5 to ~~those sections~~ THAT SECTION regarding the application of silver  
6 diamine fluoride; ~~or~~

7 (qq) PRACTICING OUTSIDE THE SCOPE OF AN ARTICULATED PLAN  
8 DEVELOPED IN ACCORDANCE WITH SECTION 12-220-503 OR 12-220-508  
9 (2);

10 (rr) PURCHASING OR USING AN ELECTRONIC HEALTH RECORD  
11 PRODUCT THAT DOES NOT INCLUDE INTEGRATION OF A TOOL THAT  
12 FACILITATES DENTISTS' COMPLIANCE WITH PRESCRIPTION DRUG  
13 MONITORING STANDARDS AS REQUIRED BY SECTION 12-30-114 (1)(a)(VI);  
14 OR

15 (ss) THE FAILURE OF A PROVIDER PERFORMING ITINERANT ORAL  
16 SURGERY TO PROVIDE REQUIRED FOLLOW-UP CARE, INCLUDING THE  
17 FAILURE TO PROVIDE A CARE PLAN OUTLINING FOLLOW-UP CARE IN A  
18 FACILITY OR TO BE PERFORMED BY A DIFFERENT PROVIDER WITHIN A  
19 REASONABLE DISTANCE FROM THE OFFICE WHERE THE PROCEDURE WILL BE  
20 PERFORMED IF THE ORIGINAL TREATING PROVIDER IS UNAVAILABLE TO  
21 PROVIDE THE FOLLOW-UP CARE. REFERRAL TO AN URGENT CARE CENTER  
22 OR HOSPITAL EMERGENCY DEPARTMENT DOES NOT FULFILL THE  
23 REQUIREMENT FOR FOLLOW-UP CARE AND WOULD BE IN VIOLATION OF THIS  
24 POLICY.

25 **SECTION 6.** In Colorado Revised Statutes, 12-220-206, **add** (4)  
26 and (5) as follows:

27 **12-220-206. Mental and physical examinations.** (4) A

1 LICENSEE'S SUBMISSION TO A MENTAL OR PHYSICAL EXAMINATION BY THE  
2 QUALIFIED PROFESSIONAL DESIGNATED BY THE BOARD SATISFIES ANY  
3 REQUIREMENT TO NOTIFY THE BOARD OF A PHYSICAL OR MENTAL HEALTH  
4 CONDITION THAT MAY IMPACT THE LICENSEE'S ABILITY TO PRACTICE WITH  
5 REASONABLE SKILL AND SAFETY PURSUANT TO SECTION 12-30-108 (1),  
6 12-220-201 (1)(j)(I), OR 12-220-310 (3).

7 (5) NOTIFICATION REQUIREMENTS DESCRIBED IN SECTION  
8 12-30-108 (1), 12-220-201 (1)(j)(I), OR 12-220-310 (3) BEGIN UPON  
9 DISCHARGE OF A LICENSEE ENROLLED IN INPATIENT TREATMENT FOR A  
10 SERIOUS MENTAL HEALTH OR PHYSICAL CONDITION.

11 **SECTION 7.** In Colorado Revised Statutes, 12-220-302, **amend**  
12 (1)(b), (1)(f), (1)(g), and (1)(j); and **add** (1)(k) and (1)(l) as follows:

13 **12-220-302. Persons exempt from operation of this article.**

14 (1) This article 220 does not apply to the following practices, acts, and  
15 operations:

16 (b) The administration of an anesthetic FOR A DENTAL OPERATION  
17 by a qualified anesthetist LICENSED PURSUANT TO ARTICLE 240 OF THIS  
18 TITLE 12 or ~~registered~~ A nurse ~~for a dental operation~~ LICENSED OR  
19 REGISTERED PURSUANT TO ARTICLE 255 OF THIS TITLE 12;

20 (f) The practice of dentistry, dental therapy, or dental hygiene by  
21 dentists, dental therapists, or dental hygienists licensed in good standing  
22 by other states or countries while appearing in ACCREDITED OR  
23 BOARD-APPROVED programs of dental education or research, at the  
24 invitation of any group of licensed dentists, dental therapists, or dental  
25 hygienists in this state who are in good standing, so long as the practice  
26 is limited to five consecutive days in a twelve-month period and the name  
27 of each person engaging in the practice is submitted to the board, in

1 ~~writing and on a form~~ A FORMAT approved by the board, at least ten days  
2 before the person performs the practice;

3 (g) The filling of DENTAL laboratory work orders of a licensed  
4 dentist, as provided by section 12-220-502, by any person, association,  
5 corporation, or other entity for the construction, reproduction, or repair  
6 of prosthetic dentures, bridges, plates, or appliances to be used or worn  
7 as substitutes for natural teeth or for restoration of natural teeth, or  
8 replacement of structures relating to the jaws, maxillofacial area, or  
9 adjacent and associated structures;

10 (j) The practice of dentistry ~~dental therapy, or dental hygiene~~ by  
11 dentists ~~dental therapists, or dental hygienists~~ licensed in good standing  
12 by other states while providing care as a volunteer, at the invitation of any  
13 group of licensed dentists, dental therapists, or dental hygienists in this  
14 state who are in good standing, so long as the practice is limited to five  
15 consecutive days in a twelve-month period and the name of each person  
16 engaging in the practice is submitted to the board, in ~~writing and on a~~  
17 ~~form~~ A FORMAT approved by the board, at least ten days before the person  
18 performs the practice;

19 (k) THE PRACTICE OF DENTAL THERAPY BY DENTAL THERAPISTS  
20 LICENSED IN GOOD STANDING BY OTHER STATES WHILE PROVIDING CARE  
21 AS A VOLUNTEER, AT THE INVITATION OF ANY GROUP OF LICENSED  
22 DENTISTS, DENTAL THERAPISTS, OR DENTAL HYGIENISTS IN THIS STATE  
23 WHO ARE IN GOOD STANDING, SO LONG AS THE PRACTICE IS LIMITED TO  
24 FIVE CONSECUTIVE DAYS IN A TWELVE-MONTH PERIOD AND THE NAME OF  
25 EACH PERSON ENGAGING IN THE PRACTICE IS SUBMITTED TO THE BOARD,  
26 IN A FORMAT APPROVED BY THE BOARD, AT LEAST TEN DAYS BEFORE THE  
27 PERSON PERFORMS THE PRACTICE, AND THE DENTAL THERAPISTS TREAT

1 PATIENTS ONLY UNDER DIRECT SUPERVISION OF A LICENSED DENTIST IN  
2 COMPLIANCE WITH SECTION 12-220-508; OR

3 (1) THE PRACTICE OF DENTAL HYGIENE BY DENTAL HYGIENISTS  
4 LICENSED IN GOOD STANDING BY OTHER STATES WHILE PROVIDING CARE  
5 AS A VOLUNTEER, AT THE INVITATION OF ANY GROUP OF LICENSED  
6 DENTISTS, DENTAL THERAPISTS, OR DENTAL HYGIENISTS IN THIS STATE  
7 WHO ARE IN GOOD STANDING, SO LONG AS THE PRACTICE IS LIMITED TO  
8 FIVE CONSECUTIVE DAYS IN A TWELVE-MONTH PERIOD AND THE NAME OF  
9 EACH PERSON ENGAGING IN THE PRACTICE IS SUBMITTED TO THE BOARD,  
10 IN A FORMAT APPROVED BY THE BOARD, AT LEAST TEN DAYS BEFORE THE  
11 PERSON PERFORMS THE PRACTICE, AND THE DENTAL HYGIENISTS TREAT  
12 PATIENTS ONLY UNDER DIRECT SUPERVISION OF A LICENSED DENTIST.

13 **SECTION 8.** In Colorado Revised Statutes, 12-220-303, **amend**  
14 (2)(a) and (3)(d) as follows:

15 **12-220-303. Ownership of dental or dental hygiene practice -**  
16 **information to be posted - heir to serve as temporary proprietor -**  
17 **limitations - definitions.** (2) (a) The name, license number, ownership  
18 percentage, and other information, as required by the board, of each  
19 proprietor of a dental or dental hygiene practice, including an unlicensed  
20 heir who is the temporary proprietor of the practice, as specified in  
21 subsection (3) of this section, must be IMMEDIATELY AND PUBLICLY  
22 available at the ~~reception desk of the~~ dental or dental hygiene practice  
23 during the practice's hours of operation. The information required by this  
24 subsection (2)(a) must be available in a format approved by the board.

25 (3) (d) The temporary proprietorship of a dental or dental hygiene  
26 practice by an unlicensed heir ~~does~~ MUST not affect the exercise of the  
27 independent professional judgment of the licensed dentist or dental

1 hygienist providing care to patients on behalf of the practice.

2           **SECTION 9.** In Colorado Revised Statutes, 12-220-304, **amend**  
3 (3) as follows:

4           **12-220-304. Names and status under which dental practice**  
5 **may be conducted.** (3) The practice of dentistry, dental therapy, or  
6 dental hygiene by a PROFESSIONAL SERVICE CORPORATION, limited  
7 liability company of licensees, or ~~by a~~ limited liability partnership of  
8 licensees is permitted subject to the limitations and requirements, insofar  
9 as are applicable, set forth in section 12-240-138 relating to a  
10 PROFESSIONAL SERVICE CORPORATION, limited liability company, or  
11 limited liability partnership for the practice of medicine.

12           **SECTION 10.** In Colorado Revised Statutes, 12-220-305, **amend**  
13 (1)(a), (1)(b), (1)(c), (1)(j), (1)(k), (1)(l), (1)(m), (1)(n), (1)(p), (1)(q),  
14 (1)(r), and (2); and **add** (1)(s), (1)(t), (1)(u), and (3) as follows:

15           **12-220-305. What constitutes practicing dentistry - rules.**

16 (1) A person is practicing dentistry if the person:

17           (a) Performs or attempts or professes to perform any dental  
18 operation, oral surgery, or dental diagnostic or therapeutic services of any  
19 kind; ~~except that nothing in this subsection (1)(a) prohibits a dental~~  
20 ~~therapist, dental hygienist, or dental assistant from providing preventive~~  
21 ~~dental or nutritional counseling, education, or instruction services;~~

22           (b) Is a proprietor of a place where dental operation, oral surgery,  
23 or dental diagnostic or therapeutic services are performed; ~~except that~~  
24 ~~nothing in this subsection (1)(b) prohibits a dental therapist, dental~~  
25 ~~hygienist, or dental assistant from performing those tasks and procedures~~  
26 ~~consistent with section 12-220-501;~~

27           (c) Directly or indirectly, by any means or method, takes A

1 PHYSICAL OR DIGITAL impression OR SCAN of the human tooth, teeth,  
2 jaws, maxillofacial area, or adjacent and associated structures; performs  
3 any phase of any operation incident to the replacement of a part of a  
4 tooth; or supplies artificial substitutes for the natural teeth, jaws, or  
5 adjacent and associated structures; ~~except that nothing in this subsection~~  
6 ~~(1)(c) prohibits a dental therapist, dental hygienist, or dental assistant~~  
7 ~~from performing tasks and procedures consistent with sections~~  
8 ~~12-220-501 (3)(b)(III), 12-220-503 (1)(d), and 12-220-508;~~

9 (j) Extracts or attempts to extract human teeth or corrects, or  
10 attempts to correct, malformations of human teeth or jaws; ~~except that~~  
11 ~~this subsection (1)(j) does not prohibit a dental therapist from performing~~  
12 ~~tasks and procedures consistent with section 12-220-508;~~

13 (k) Repairs or fills cavities in human teeth; ~~except that this~~  
14 ~~subsection (1)(k) does not prohibit a dental therapist from performing~~  
15 ~~tasks and procedures consistent with section 12-220-508;~~

16 (l) Prescribes ionizing radiation or the use of an X ray for the  
17 purpose of taking dental X rays; ~~or roentgenograms; except that nothing~~  
18 ~~in this subsection (1)(l) prohibits these procedures from being delegated~~  
19 ~~to appropriately trained personnel in accordance with this article 220 and~~  
20 ~~rules of the board;~~

21 (m) Gives or professes to give interpretations or readings of dental  
22 X rays, ~~or roentgenograms;~~ CT scans, or other diagnostic methodologies;  
23 ~~except that nothing in this subsection (1)(m) prohibits a dental hygienist~~  
24 ~~from performing tasks and procedures consistent with sections~~  
25 ~~12-220-503 and 12-220-504 or a dental therapist from performing tasks~~  
26 ~~consistent with section 12-220-508;~~

27 (n) Represents ~~himself or herself~~ THEMSELF to an individual or the

1 general public as practicing dentistry by using the words "dentist" or  
2 "dental surgeon" or by using the letters "D.D.S.", "D.M.D.",  
3 "D.D.S./M.D.", or "D.M.D./M.D."; ~~Nothing in this subsection (1)(n)~~  
4 ~~prohibits a dental therapist, dental hygienist, or dental assistant from~~  
5 ~~performing tasks and procedures consistent with section 12-220-501 (2),~~  
6 ~~(2.5), or (3)(b).~~

7 (p) Prescribes drugs or medications and administers local  
8 anesthesia, analgesia including nitrous oxide/oxygen inhalation,  
9 medication prescribed or administered for the relief of anxiety or  
10 apprehension, minimal sedation, moderate sedation, deep sedation, or  
11 general anesthesia as necessary for the proper practice of dentistry; ~~except~~  
12 ~~that nothing in this subsection (1)(p) prohibits:~~

13 (I) ~~A dental hygienist from performing those tasks and procedures~~  
14 ~~consistent with sections 12-220-501, 12-220-503 (1)(c) and (1)(g), and~~  
15 ~~12-220-504 (1)(c), and in accordance with rules promulgated by the~~  
16 ~~board; or~~

17 (II) ~~A dental therapist from performing those tasks and procedures~~  
18 ~~consistent with sections 12-220-501 (2.5) and 12-220-508 and in~~  
19 ~~accordance with rules promulgated by the board.~~

20 (q) Prescribes, induces, and sets dosage levels for inhalation  
21 anesthesia; ~~except that nothing in this subsection (1)(q) prohibits the~~  
22 ~~delegation of monitoring and administration to DENTAL HYGIENISTS AND~~  
23 ~~appropriately trained UNLICENSED personnel in accordance with this~~  
24 ~~article 220 and rules of the board, INCLUDING REQUIRING TRAINING;~~

25 (r) Gives or professes to give interpretations or readings of dental  
26 charts or records or gives treatment plans or interpretations of treatment  
27 plans derived from examinations, patient records, OR dental X rays; ~~or~~

1 ~~roentgenograms~~; except that nothing in this subsection (1)(r) prohibits a  
2 dental therapist, dental hygienist, or dental assistant from performing  
3 tasks and procedures consistent with sections 12-220-501 ~~(2)~~, (2.5) and  
4 (3), 12-220-503, 12-220-504, and 12-220-508;

5 (s) MAINTAINS PATIENT CLINICAL RECORDS, DENTAL CHARTS,  
6 IMAGES, TREATMENT PLANS, INTERPRETATIONS, OR OTHER  
7 DOCUMENTATION, EXCEPT WHEN UNDERGOING A TRANSITION IN PRACTICE  
8 OWNERSHIP AS PERMITTED IN SECTION 12-220-303 (2);

9 (t) PURSUANT TO RULES ADOPTED BY THE STATE BOARD OF  
10 HEALTH CREATED IN SECTION 25-1-103 AND PROVIDED TO THE COLORADO  
11 DENTAL BOARD, ORDERS AND ADMINISTERS IMMUNIZATIONS TO DENTAL  
12 PATIENTS OF RECORD IF THE PATIENTS ARE SIX YEARS OF AGE OR OLDER OR  
13 TO DENTAL PATIENTS OF RECORD UNDER SIX YEARS OF AGE IF THE  
14 PATIENTS ARE RECEIVING IMMUNIZATIONS IN CERTAIN HEALTH-CARE  
15 SETTINGS. THE COLORADO DENTAL BOARD SHALL ADOPT RULES  
16 REGARDING DELEGATION OF IMMUNIZATION ADMINISTRATION BY A  
17 LICENSED DENTIST TO A DENTAL THERAPIST OR DENTAL HYGIENIST.

18 (u) ORDERS AND ADMINISTERS NEUROMODULATORS AND DERMAL  
19 FILLERS TO DENTAL PATIENTS OF RECORD FOR THERAPEUTIC AND  
20 COSMETIC PURPOSES PURSUANT TO RULES ADOPTED BY THE BOARD  
21 REGARDING REQUIRED TRAINING, ONGOING COMPETENCY, RECORD  
22 KEEPING, AND DELEGATION TO DENTAL HYGIENISTS.

23 (2) ~~A licensed dentist may prescribe orders electronically.~~ THIS  
24 SECTION DOES NOT PROHIBIT:

25 (a) A DENTAL ASSISTANT FROM PERFORMING TASKS AND  
26 PROCEDURES CONSISTENT WITH SECTION 12-220-501 AND IN ACCORDANCE  
27 WITH RULES ADOPTED BY THE BOARD;



1 (b) A DENTAL HYGIENIST FROM PERFORMING TASKS AND  
2 PROCEDURES CONSISTENT WITH SECTIONS 12-220-501, 12-220-503, AND  
3 12-220-504 AND IN ACCORDANCE WITH RULES ADOPTED BY THE BOARD;  
4 OR

5 (c) A DENTAL THERAPIST FROM PERFORMING TASKS AND  
6 PROCEDURES CONSISTENT WITH SECTIONS 12-220-501 AND 12-220-508  
7 AND IN ACCORDANCE WITH RULES ADOPTED BY THE BOARD.

8 (3) A PROVIDER PERFORMING ITINERANT SURGERY SHALL DEVELOP  
9 AND MAINTAIN A WRITTEN PROTOCOL FOR EMERGENCY FOLLOW-UP CARE  
10 WITH APPROPRIATELY TRAINED PRACTITIONERS FOR ALL PATIENTS  
11 TREATED. THE PLAN SHALL BE PROVIDED TO EACH PATIENT UNDERGOING  
12 TREATMENT AND MUST BE AVAILABLE IMMEDIATELY AT THE REQUEST OF  
13 THE BOARD. THE WRITTEN PROTOCOL MUST INCLUDE A PROVISION THAT  
14 REQUIRES THE PROVIDER TO INCLUDE IN A PLAN OF CARE FOLLOW-UP  
15 TREATMENT IN A PERMANENTLY ESTABLISHED TREATMENT FACILITY  
16 WITHIN A REASONABLE PROXIMITY OF THE LOCATION WHERE ITINERANT  
17 SURGICAL TREATMENT WAS PERFORMED. THIS FOLLOW-UP TREATMENT  
18 SHALL BE PROVIDED BY THE ITINERANT SURGICAL TREATMENT OPERATOR  
19 OR AN APPROPRIATELY TRAINED PRACTITIONER WHO HAS AGREED IN  
20 WRITING TO PARTICIPATE IN THE EMERGENCY FOLLOW-UP CARE PLAN FOR  
21 THE ITINERANT SURGICAL TREATMENT OPERATOR. THE APPROPRIATELY  
22 TRAINED PRACTITIONER MUST BE AVAILABLE WHEN THE ITINERANT  
23 SURGICAL OPERATOR IS NOT AVAILABLE.

24 **SECTION 11.** In Colorado Revised Statutes, 12-220-306, **amend**  
25 (1)(a)(III) and (1)(b); and **add** (3) as follows:

26 **12-220-306. Dentists may prescribe drugs - surgical operations**  
27 **- anesthesia - limits on prescriptions - rules.** (1) (a) A licensed dentist

1 is authorized to:

2 (III) Administer, pursuant to A PERMIT REQUIRED BY SECTION  
3 12-220-411 AND PURSUANT TO board rules, local anesthesia, analgesia  
4 including nitrous oxide/oxygen inhalation, medication prescribed or  
5 administered for the relief of anxiety or apprehension, minimal sedation,  
6 moderate sedation, deep sedation, or general anesthesia; and

7 (b) A dentist shall not prescribe, distribute, or give to any person,  
8 including ~~the dentist~~ THEMSELF, any habit-forming drug or any controlled  
9 substance, as defined in section 18-18-102 (5) or as contained in schedule  
10 II of 21 U.S.C. sec. 812, other than in the course of legitimate dental  
11 practice and pursuant to the rules ~~promulgated~~ ADOPTED by the board  
12 regarding controlled substance record keeping AND IN COMPLIANCE WITH  
13 THE ELECTRONIC PRESCRIBING OF CONTROLLED SUBSTANCES AS REQUIRED  
14 BY SECTION 12-30-111.

15 (3) A LICENSED DENTIST MAY PRESCRIBE ORDERS  
16 ELECTRONICALLY.

17 **SECTION 12.** In Colorado Revised Statutes, 12-220-310, **amend**  
18 (1)(a), (1)(b)(IV), (2)(b), and (5); and **add** (2)(d) and (4.5) as follows:

19 **12-220-310. Dentist peer health assistance program - fees -**  
20 **rules.** (1) (a) ~~Effective July 1, 2004, as a condition of renewal in this~~  
21 ~~state, every~~ AN APPLICANT FOR A DENTIST LICENSE OR A dentist applying  
22 to renew the dentist's license must, AT THE TIME OF APPLICATION, pay to  
23 the administering entity that has been selected by the board pursuant to  
24 subsection (1)(b) of this section ~~an amount~~ A FEE not to exceed fifty-nine  
25 dollars per year, which maximum amount may be adjusted on January 1,  
26 2005, and annually thereafter by the board to reflect changes in the United  
27 States department of ~~labor~~, LABOR'S bureau of labor statistics consumer

1 price index, OR A SUCCESSOR INDEX, for Denver-Aurora-Lakewood for all  
2 urban consumers or goods. ~~or its successor index.~~ The fee shall be used  
3 to support designated providers that have been selected by the board to  
4 provide assistance to dentists needing help in dealing with physical,  
5 emotional, or psychological problems that may be detrimental to their  
6 ability to practice dentistry. The fee ~~shall~~ MUST not exceed one hundred  
7 dollars per year per licensee.

8 (b) The board shall select one or more peer health assistance  
9 programs as designated providers. To be eligible for designation by the  
10 board, a peer health assistance program must:

11 (IV) Monitor the status of a dentist who has been referred for  
12 treatment, INCLUDING PROVIDING TRAINING AND CALIBRATION TO  
13 DENTISTS PROVIDING PRACTICE MONITORING SERVICES;

14 (2) (b) Notwithstanding sections 12-220-201 and 24-4-104, the  
15 board may immediately suspend the license of ~~any~~ A dentist who is  
16 referred to a peer health assistance program by the board and who fails to  
17 attend or complete the program. If the dentist objects to the suspension,  
18 the dentist may submit a ~~written~~ request to the board, IN A FORMAT  
19 APPROVED BY THE BOARD, for a formal hearing on the suspension within  
20 ten days after receiving notice of the suspension, and the board shall grant  
21 the request. In the hearing, the dentist bears the burden of proving that the  
22 dentist's license should not be suspended.

23 (d) A DENTIST MAY SELF-REFER TO PARTICIPATE IN THE PEER  
24 HEALTH ASSISTANCE PROGRAM OR MAY BE REFERRED BY THE BOARD. A  
25 DENTIST WHO SELF-REFERS TO THE PEER HEALTH ASSISTANCE PROGRAM  
26 MAY DO SO CONFIDENTIALLY AND WITHOUT DIRECT NOTIFICATION TO THE  
27 BOARD. SUCH SELF-REFERRAL TO THE PEER HEALTH ASSISTANCE PROGRAM

1 SATISFIES BOARD NOTIFICATION REQUIREMENTS SET FORTH IN SECTION  
2 12-220-207 AND SUBSECTION (3) OF THIS SECTION; EXCEPT THAT THE PEER  
3 HEALTH ASSISTANCE PROGRAM SHALL REPORT KNOWLEDGE OF A  
4 DENTIST'S VIOLATION OF THIS ARTICLE 220 OR RULES OF THE BOARD,  
5 EXCLUDING OMISSIONS SOLELY RELATED TO VIOLATIONS OF SECTION  
6 12-220-201 (1)(e) OR (1)(f).

7 (4.5) BEFORE THE RENEWAL OF A PEER ASSISTANCE VENDOR  
8 CONTRACT, THE BOARD SHALL CONDUCT A REVIEW OF THE SERVICES  
9 PROVIDED UNDER THE CONTRACT AND NEEDS AMONG THE LICENSEE  
10 COMMUNITY, WHICH MUST INCLUDE A PROCESS TO RECEIVE INPUT FROM  
11 STAKEHOLDERS AND THE PUBLIC.

12 (5) The board ~~is authorized to promulgate~~ MAY ADOPT rules  
13 necessary to implement this section.

14 **SECTION 13.** In Colorado Revised Statutes, 12-220-402, **amend**  
15 (1)(a) as follows:

16 **12-220-402. Dentist academic license.** (1) (a) A dentist who is  
17 employed at an accredited school or college of dentistry in this state and  
18 who practices dentistry in the course of the dentist's employment  
19 responsibilities must either ~~make written~~ FILE AN application to the board  
20 for an academic license in accordance with this section, IN A FORMAT  
21 APPROVED BY THE BOARD, or otherwise become licensed pursuant to  
22 sections 12-220-401 and 12-220-403, as applicable.

23 **SECTION 14.** In Colorado Revised Statutes, 12-220-403, **amend**  
24 (1) as follows:

25 **12-220-403. Examination - how conducted - dentist license**  
26 **issued to successful applicants.** (1) An applicant for dental licensure  
27 must submit to the board proof that the applicant successfully passed the

1 following:

2 (a) The examination administered by the Joint Commission on  
3 National Dental Examinations; ~~and~~

4 (b) An examination or other methodology, as determined by the  
5 board, designed to test the applicant's clinical skills and knowledge,  
6 which may include residency and portfolio models; AND

7 (c) A JURISPRUDENCE EXAMINATION APPROVED BY THE BOARD  
8 AND DESIGNED TO TEST THE APPLICANT'S KNOWLEDGE OF THIS ARTICLE  
9 220.

10 **SECTION 15.** In Colorado Revised Statutes, 12-220-406, **amend**  
11 (1) as follows:

12 **12-220-406. Dental hygienist examinations - license.** (1) Every  
13 applicant for dental hygiene licensure must submit to the board proof that  
14 the applicant successfully completed the following:

15 (a) An examination administered by the Joint Commission on  
16 National Dental Examinations; ~~and~~

17 (b) An examination designed to test the applicant's clinical skills  
18 and knowledge, which must be administered by a regional testing agency  
19 composed of at least four states or an examination of another state, or a  
20 methodology adopted by the board by rule that is designed to test the  
21 applicant's clinical skills and knowledge; AND

22 (c) A JURISPRUDENCE EXAMINATION APPROVED BY THE BOARD  
23 AND DESIGNED TO TEST THE APPLICANT'S KNOWLEDGE OF THIS ARTICLE  
24 220.

25 **SECTION 16.** In Colorado Revised Statutes, 12-220-407.2,  
26 **amend** (1)(a) introductory portion and (1)(b) as follows:

27 **12-220-407.2. Application for dental therapist license - fee -**

1 **rules.** (1) Effective May 1, 2023, every person who desires to qualify for  
2 practice as a dental therapist within this state must file with the board:

3 (a) ~~A written~~ AN application for a license, IN A FORMAT APPROVED  
4 BY THE BOARD, on which ~~application~~ the applicant must list:

5 (b) Satisfactory proof that the applicant:

6 (I) Graduated from a school of dental therapy that, at the time of  
7 the applicant's graduation, was accredited; ~~by the American Dental~~  
8 ~~Association's commission on dental accreditation or its successor~~  
9 ~~organization;~~ or

10 (II) Graduated from a dental therapy education program developed  
11 prior to February 6, 2015, that, at the time of the applicant's graduation,  
12 was ~~accredited~~ RECOGNIZED by the Minnesota board of dentistry or  
13 certified by the Alaska community health aide program certification  
14 board.

15 **SECTION 17.** In Colorado Revised Statutes, 12-220-407.5,  
16 **amend** (1) as follows:

17 **12-220-407.5. Dental therapist examinations - license.**

18 (1) Every applicant for a dental therapy license must submit to the board  
19 proof that the applicant successfully completed:

20 (a) A clinical examination for dental therapy that:

21 ~~(a)~~ (I) Is designed to test the applicant's clinical dental therapy  
22 skills and knowledge;

23 ~~(b)~~ (II) Includes dental therapy restorative and dental hygiene  
24 clinical skill evaluation; and

25 ~~(c)~~ (III) Is administered by a regional testing agency composed of  
26 at least four states or an examination of another state; AND

27 (b) A JURISPRUDENCE EXAMINATION APPROVED BY THE BOARD

1 AND DESIGNED TO TEST THE APPLICANT'S KNOWLEDGE OF THIS ARTICLE  
2 220.

3 **SECTION 18.** In Colorado Revised Statutes, 12-220-409, **add** (6)  
4 as follows:

5 **12-220-409. Inactive dental, dental therapist, or dental**  
6 **hygienist license - rules.** (6) THE BOARD SHALL ADOPT RULES THAT  
7 ALLOW AN EXPEDITED, TEMPORARY LICENSURE DURING PUBLIC HEALTH  
8 EMERGENCIES AND ACUTE WORKFORCE SHORTAGES FOR A DENTIST,  
9 DENTAL HYGIENIST, OR DENTAL THERAPIST WHO HAS MAINTAINED A  
10 LICENSE IN GOOD STANDING WITH NO PAST DISCIPLINARY HISTORY PRIOR  
11 TO OBTAINING AN INACTIVE LICENSE. THE RULES MUST ADDRESS:

- 12 (a) SUPERVISION OR PRACTICE MONITORING REQUIREMENTS;
- 13 (b) LIABILITY COVERAGE REQUIREMENTS;
- 14 (c) OTHER CONDITIONS OF OR LIMITATION ON PRACTICE; AND
- 15 (d) TEMPORARY LICENSE TERMS, ADMINISTRATIVE APPROVALS,  
16 TIMELINES, AND RENEWAL OPTIONS.

17 **SECTION 19.** In Colorado Revised Statutes, 12-220-410, **add** (7)  
18 as follows:

19 **12-220-410. Retired dental, dental therapist, and dental**  
20 **hygienist licenses - rules.** (7) THE BOARD SHALL ADOPT RULES THAT  
21 ALLOW AN EXPEDITED, TEMPORARY LICENSURE DURING PUBLIC HEALTH  
22 EMERGENCIES AND ACUTE WORKFORCE SHORTAGES FOR A DENTIST,  
23 DENTAL HYGIENIST, OR DENTAL THERAPIST WHO HAS MAINTAINED A  
24 LICENSE IN GOOD STANDING WITH NO PAST DISCIPLINARY HISTORY PRIOR  
25 TO OBTAINING AN INACTIVE LICENSE. THE RULES MUST ADDRESS:

- 26 (a) SUPERVISION OR PRACTICE MONITORING REQUIREMENTS;
- 27 (b) LIABILITY COVERAGE REQUIREMENTS;

1 (c) OTHER CONDITIONS OF OR LIMITATION ON PRACTICE; AND  
2 (d) TEMPORARY LICENSE TERMS, ADMINISTRATIVE APPROVALS,  
3 TIMELINES, AND RENEWAL OPTIONS.

4 **SECTION 20.** In Colorado Revised Statutes, 12-220-412, **amend**  
5 (1) as follows:

6 **12-220-412. Change of address - duplicate licenses and**  
7 **certificates.** (1) ~~Every~~ A person licensed under this article 220, upon  
8 changing the licensee's place of business OR CONTACT INFORMATION, shall  
9 furnish to the board the licensee's new mailing address AND EMAIL  
10 ADDRESS within thirty days after the change.

11 **SECTION 21.** In Colorado Revised Statutes, 12-220-501, **amend**  
12 (1)(a), (3)(a)(VI), and (3)(b)(III); and **repeal** (2) as follows:

13 **12-220-501. Tasks authorized to be performed by dental**  
14 **therapists, dental hygienists, or dental assistants - rules.**  
15 (1) (a) ~~(f) Except as provided in subsection (1)(a)(H) of this section,~~ The  
16 responsibility for dental diagnosis, dental treatment planning, or the  
17 prescription of therapeutic measures in the practice of dentistry remains  
18 with a licensed dentist and may not be assigned to ~~any~~ A dental therapist,  
19 ~~or~~ dental hygienist, OR DENTAL ASSISTANT.

20 ~~(H) A dental hygienist may:~~

21 ~~(A) Perform dental hygiene assessment, dental hygiene diagnosis,~~  
22 ~~and dental hygiene treatment planning for dental hygiene services~~  
23 ~~pursuant to section 12-220-503 (1)(f);~~

24 ~~(B) Identify dental abnormalities for immediate referral to a~~  
25 ~~dentist as described in section 12-220-503 (1)(f); and~~

26 ~~(C) In collaboration with a licensed dentist, prescribe, administer,~~  
27 ~~and dispense, as described in section 12-220-503 (1)(g): Fluoride,~~



1 fluoride varnish, silver diamine fluoride, antimicrobial solutions for  
2 mouth rinsing, other nonsystemic antimicrobial agents, and resorbable  
3 antimicrobial agents pursuant to rules of the board.

4 (D) Repealed.

5 (2) Except as provided in subsection (1) of this section, a dental  
6 hygienist may perform any dental task or procedure assigned to the  
7 hygienist by a licensed dentist that does not require the professional skill  
8 of a licensed dentist, except that the dental hygienist may perform the task  
9 or procedure only under the indirect supervision of a licensed dentist or  
10 as authorized in sections 12-220-503 and 12-220-504.

11 (3) (a) A dental assistant shall not perform the following tasks:

12 (VI) Scaling (supra and sub-gingival); as it pertains to the practice  
13 of dental hygiene;

14 (b) A dental assistant may perform the following tasks under the  
15 indirect supervision of a licensed dentist:

16 (III) Gathering and assembling information, including but not  
17 limited to fact-finding and patient history, oral inspection, and  
18 RECORDING OF dental and periodontal charting AS DICTATED BY A  
19 LICENSEE;

20 **SECTION 22.** In Colorado Revised Statutes, **amend** 12-220-502  
21 as follows:

22 **12-220-502. Construction of dental devices by unlicensed**  
23 **technician.** (1) (a) A licensed dentist who uses the services of an  
24 unlicensed technician for the purpose of constructing, altering, repairing,  
25 or duplicating any denture, bridge, splint, or orthodontic or prosthetic  
26 ~~appliance~~ A LABORATORY-FABRICATED INTRAORAL OR MAXILLOFACIAL  
27 DENTAL PROSTHESIS, PRODUCT, OR APPLIANCE shall furnish the unlicensed

1 technician with a ~~written or electronic~~ DENTAL laboratory work order in  
2 a form ~~approved by~~ THAT COMPLIES WITH RULES OF the board, which form  
3 shall be dated and signed by the dentist for each separate and individual  
4 piece of work. The dentist shall make the DENTAL laboratory work order  
5 in a ~~reproducible~~ DOCUMENTED form, and the dentist and the unlicensed  
6 technician shall each retain a copy ~~in a permanent file for two years~~ AS A  
7 PERMANENT PART OF THE PATIENT RECORD. THE LABORATORY  
8 TECHNICIAN SHALL RETAIN A COPY OF THE DENTAL LABORATORY WORK  
9 ORDER IN A FILE FOR A MINIMUM OF TWO YEARS. The permanent files of  
10 the licensed dentist and the unlicensed technician must be open to  
11 inspection at any reasonable time by the board or its duly constituted  
12 agent. The licensed dentist that furnishes the DENTAL laboratory work  
13 order must have appropriate training, education, and experience related  
14 to the prescribed treatment and is responsible for directly supervising all  
15 intraoral treatment rendered to the patient.

16 (b) IF A PATIENT'S CARE REQUIRES THAT MULTIPLE  
17 LABORATORY-FABRICATED INTRAORAL OR MAXILLOFACIAL DENTAL  
18 PROSTHESES OR APPLIANCES BE FABRICATED AT THE SAME TIME, IT IS  
19 PERMISSIBLE TO INCORPORATE THOSE PRODUCTS OR APPLIANCES INTO A  
20 SINGLE DENTAL LABORATORY WORK ORDER.

21 ~~(b)~~ (c) An unlicensed technician that possesses a valid DENTAL  
22 laboratory work order may provide extraoral construction, manufacture,  
23 fabrication, supply, or repair of identified dental and orthodontic devices  
24 but shall not provide intraoral service in a human mouth except under the  
25 direct supervision of a licensed dentist in accordance with section  
26 12-220-501 (3)(d).

27 (2) If the dentist fails to keep permanent records of DENTAL

1 laboratory work orders as required in subsection (1)(a) of this section, the  
2 dentist is subject to disciplinary action as deemed appropriate by the  
3 board.

4 (3) If an unlicensed technician fails to have in the technician's  
5 possession a DENTAL laboratory work order signed by a licensed dentist  
6 with each denture, bridge, splint, or orthodontic or prosthetic appliance  
7 in the technician's possession, the absence of the DENTAL laboratory work  
8 order is prima facie evidence of a violation of this section and constitutes  
9 the practice of dentistry without an active license in violation of, and  
10 subject to the penalties specified in, section 12-220-211.

11 **SECTION 23.** In Colorado Revised Statutes, 12-220-503, **amend**  
12 (1) introductory portion, (1)(d)(II), (1)(d)(IV), (1)(d)(V), (1)(f), (1)(g)(I),  
13 (1)(g)(III)(A), (1)(g)(III)(B), (1)(g)(III)(C), (1)(g)(IV) introductory  
14 portion, (2), and (4); **repeal** (1)(g)(II)(A); and **add** (1)(d)(VI), (1)(e.5),  
15 and (1)(h) as follows:

16 **12-220-503. What constitutes practicing unsupervised dental**  
17 **hygiene - rules.** (1) NOTWITHSTANDING SUBSECTION (3) OF THIS  
18 SECTION, unless licensed to practice dentistry, ~~a person~~ AN INDIVIDUAL is  
19 deemed to be practicing unsupervised dental hygiene when the ~~person~~  
20 INDIVIDUAL, within the scope of the ~~person's~~ INDIVIDUAL'S education,  
21 training, and experience:

22 (d) Gathers and assembles information, including but not limited  
23 to:

24 (II) ~~Preparation~~ PROVISION of study casts ~~for the purpose of~~  
25 ~~fabricating a permanent record of the patient's present condition; as a~~  
26 ~~visual aid for patient education, dental hygiene diagnosis, and dental~~  
27 ~~hygiene treatment planning; and to provide assistance during forensic~~

1 ~~examination~~ OR DIGITAL SCANS;

2 (IV) Dental CHARTING and periodontal PROBING AND charting; ~~and~~

3 (V) Radiographic and X-ray survey for the purpose of assessing

4 and diagnosing dental hygiene-related conditions for treatment planning

5 for dental hygiene services as described in this section and identifying

6 dental HARD AND SOFT TISSUE abnormalities for ~~immediate~~ referral to a

7 dentist OR APPROPRIATE SPECIALIST; AND

8 (VI) ADDITIONAL SCREENING OR SCREENING TESTS FOR FURTHER

9 INVESTIGATION OF ANY ORAL OR SYSTEMIC HEALTH-RELATED CONCERN;

10 AND

11 (e.5) ADMINISTERS LOCAL ANESTHESIA IN COMPLIANCE WITH

12 SECTION 12-220-411 AND RULES ADOPTED BY THE BOARD, INCLUDING

13 MINIMUM EDUCATION REQUIREMENTS AND PROCEDURES FOR LOCAL

14 ANESTHESIA ADMINISTRATION;

15 (f) Performs dental hygiene assessment, dental hygiene diagnosis,

16 and dental hygiene treatment planning FOR HARD AND SOFT TISSUE for

17 dental hygiene services as described in this section and identifies dental

18 abnormalities for ~~immediate~~ referral to a dentist OR APPROPRIATE

19 SPECIALIST; or

20 (g) (I) Prescribes, administers, and dispenses fluoride, fluoride

21 varnish, silver ~~diamine fluoride~~ FLUORIDES in accordance with subsection

22 (1)(g)(IV) of this section, antimicrobial solutions for mouth rinsing, ~~other~~

23 nonsystemic antimicrobial agents, and related emergency drugs and

24 reversal agents. ~~in collaboration with a licensed dentist.~~ The board, by

25 rule, may further define the permissible and appropriate emergency drugs

26 and reversal agents. ~~An articulated plan with a collaborating dentist for~~

27 ~~dental hygiene prescribing must describe any protocols, restrictions or~~

1 ~~limitations, follow-up and referral mechanisms, notification and~~  
2 ~~disclosure requirements, and any other requirements established by the~~  
3 ~~board by rule.~~ Dental hygienists shall maintain clear documentation in the  
4 patient record of the drug or agent prescribed, administered, or dispensed;  
5 the date of the action; and the rationale for prescribing, administering, or  
6 dispensing the drug or agent.

7 (II) A dental hygienist shall not prescribe, administer, or dispense  
8 the following:

9 (A) ~~Drugs whose primary effect is systemic, with the exception of~~  
10 ~~fluoride supplements permitted under subsection (1)(g)(III)(A) of this~~  
11 ~~section; and~~

12 (III) A dental hygienist may prescribe the following:

13 (A) Fluoride supplements; ~~as follows, all using sodium fluoride:~~  
14 ~~Tablets: 0.5 mg, 1.1 mg, or 2.2 mg; lozenges: 2.21 mg; and drops: 1.1~~  
15 ~~mL;~~

16 (B) Topical anti-carries treatments, ~~as follows, all using sodium~~  
17 ~~fluoride unless otherwise indicated: Toothpastes: 1.1% or less (or~~  
18 ~~stannous fluoride 0.4%); topical gels: 1.1% or less (or stannous fluoride~~  
19 ~~0.4%); oral rinses: 0.05%, 0.2%, 0.44%, or 0.5%; oral rinse concentrate~~  
20 ~~used in periodontal disease: 0.63% stannous fluoride; fluoride varnish:~~  
21 ~~5%; silver diamine fluoride: 38%; and prophy pastes containing~~  
22 ~~approximately 1.23% sodium fluoride and used for polishing procedures~~  
23 ~~as part of professional dental prophylaxis treatment~~ INCLUDING SODIUM  
24 FLUORIDE, STANNOUS FLUORIDE, SILVER DIAMINE FLUORIDE, AND OTHER  
25 SILVER FLUORIDES. THE BOARD MAY ADOPT RULES THAT IDENTIFY SAFE  
26 PRESCRIBING ALTERNATIVES TO SILVER DIAMINE FLUORIDE AS A  
27 TREATMENT FOR STRENGTHENING TEETH AND PREVENTING TOOTH DECAY.

1 (C) Topical anti-infectives, ~~as follows: Chlorhexidine gluconate~~  
2 ~~rinses: 0.12%; chlorhexidine gluconate periodontal chips for subgingival~~  
3 ~~insertion into a periodontal pocket/sulcus; tetracycline impregnated fibers,~~  
4 ~~inserted subgingivally into a periodontal pocket/sulcus; doxycycline~~  
5 ~~hyclate periodontal gel, inserted subgingivally into a periodontal~~  
6 ~~pocket/sulcus; and minocycline hydrochloride periodontal powder,~~  
7 ~~inserted subgingivally into a periodontal pocket/sulcus~~ INCLUDING  
8 CHLORHEXIDINE GLUCONATE RINSE, PERIODONTAL CHIPS, PERIODONTAL  
9 GELS, PERIODONTAL POWDERS, AND IMPREGNATED FIBERS FOR  
10 PERIODONTAL TREATMENT; and

11 (IV) A dental hygienist may prescribe and apply silver diamine  
12 fluoride AND OTHER SILVER FLUORIDES upon completion of a  
13 postsecondary course or continuing education course developed at the  
14 postsecondary level that satisfies the requirements established by the  
15 board and provides instructions on the use and limitations of applying  
16 silver diamine fluoride. A dental hygienist may complete the course  
17 described in this subsection (1)(g)(IV) through:

18 (h) DIRECTS DENTAL ASSISTANTS TO ASSIST IN ACTIVITIES THAT  
19 ARE WITHIN THE SCOPE OF PRACTICE FOR A DENTAL HYGIENIST UNDER  
20 DIRECT SUPERVISION OF A DENTAL HYGIENIST ONLY; EXCEPT THAT DENTAL  
21 ASSISTANTS SHALL NOT PERFORM ACTIVITIES DISALLOWED UNDER SECTION  
22 12-220-501 (3)(a).

23 (2) A dental hygienist shall state in writing and require a patient  
24 to acknowledge by signature that any diagnosis or assessment is for the  
25 purpose of determining necessary dental hygiene services only. ~~and that~~  
26 ~~it is recommended by the American Dental Association, or any successor~~  
27 ~~organizations, that a thorough dental examination be performed by a~~

1 ~~dentist twice each year.~~

2 (4) (a) Notwithstanding section 12-220-104 (13) or 12-220-305  
3 (1)(b), AND CONSISTENT WITH SECTION 12-220-303, a dental hygienist  
4 may be the proprietor of a place where supervised or unsupervised dental  
5 hygiene is performed and may purchase, own, or lease equipment,  
6 DENTAL MATERIALS, AND SUPPLIES necessary to perform supervised or  
7 unsupervised dental hygiene.

8 (b) A dental hygienist proprietor, or a professional corporation,  
9 LIMITED LIABILITY PARTNERSHIP, or professional limited liability  
10 corporation of dental hygienists, in addition to providing dental hygiene  
11 services, may enter into an agreement with one or more dentists for the  
12 lease or rental of equipment or office space in the same physical location  
13 as the dental hygiene practice, but only if the determination of necessary  
14 dental services provided by the dentist and professional responsibility for  
15 those services, including but not limited to dental records, appropriate  
16 medication, and patient payment, remain with the treating dentist. It is the  
17 responsibility of the dental hygienist to inform the patient as to whether  
18 there is a supervisory relationship between the dentist and the dental  
19 hygienist. An agreement under this subsection (4)(b) does not constitute  
20 employment and does not constitute cause for discipline pursuant to  
21 section 12-220-201 (1)(h).

22 **SECTION 24.** In Colorado Revised Statutes, **amend** 12-220-504,  
23 as follows:

24 **12-220-504. What constitutes practicing supervised dental**  
25 **hygiene - rules.** (1) NOTWITHSTANDING SECTION 12-220-501 (3), unless  
26 licensed to practice dentistry, a person who performs any of the following  
27 tasks under the supervision of a licensed dentist is deemed to be

- 1 practicing supervised dental hygiene:
- 2 (a) ~~Performing a task described in section 12-220-503 (1);~~
- 3 (b) ~~Preparing study casts;~~
- 4 (c) ~~Administering local anesthesia under the indirect supervision~~  
5 ~~of a licensed dentist pursuant to rules of the board, including minimum~~  
6 ~~education requirements and procedures for local anesthesia~~  
7 ~~administration; or~~
- 8 (d) ~~Placing interim therapeutic restorations pursuant to section~~  
9 ~~12-220-505.~~
- 10 (e) ~~Repealed.~~
- 11 (a) ADMINISTERING AND MONITORING INHALATION ANESTHESIA  
12 UNDER THE INDIRECT SUPERVISION OF A DENTIST CONSISTENT WITH  
13 SECTION 12-220-305 (1)(q) AND PURSUANT TO THE RULES OF THE BOARD  
14 REGARDING TRAINING AND MINIMUM EDUCATION REQUIREMENTS;
- 15 (b) UTILIZING A LASER FOR DENTAL HYGIENE PURPOSES WITHIN  
16 DEFINED SCOPES OF PRACTICE IN ACCORDANCE WITH RULES OF THE BOARD;
- 17 (c) PURSUANT TO RULES ADOPTED BY THE STATE BOARD OF  
18 HEALTH CREATED IN SECTION 25-1-103 AND PROVIDED TO THE COLORADO  
19 DENTAL BOARD, ADMINISTERING IMMUNIZATIONS, UNDER THE DIRECT  
20 SUPERVISION OF A LICENSED DENTIST OR THE DELEGATION OF A LICENSED  
21 PHYSICIAN, PHARMACIST CERTIFIED IN IMMUNIZATION, OR OTHER  
22 DELEGATED PROFESSIONAL, TO DENTAL PATIENTS OF RECORD IF THE  
23 PATIENTS ARE SIX YEARS OF AGE OR OLDER OR TO DENTAL PATIENTS OF  
24 RECORD UNDER SIX YEARS OF AGE IF THE PATIENTS ARE RECEIVING  
25 IMMUNIZATION IN CERTAIN HEALTH-CARE SETTINGS;
- 26 (d) ADMINISTERING NEUROMODULATORS AND DERMAL FILLERS  
27 FOR THERAPEUTIC AND COSMETIC PURPOSES UNDER THE DIRECT



1 SUPERVISION OF A LICENSED DENTIST, OR THE DELEGATION OF A LICENSED  
2 PHYSICIAN OR OTHER DELEGATED PROFESSIONAL, PURSUANT TO RULES  
3 ADOPTED BY THE BOARD. THE BOARD SHALL ADOPT RULES REGARDING  
4 THE APPROPRIATE EDUCATION AND TRAINING, AS APPLICABLE.

5 (e) PRESCRIBING, DISPENSING, AND ADMINISTERING NON-OPIOID  
6 ANALGESIC DRUGS AND ANTIBIOTIC DRUGS UNDER A WRITTEN  
7 ARTICULATED PLAN AND WITH THE AUTHORITY OF A SUPERVISING  
8 LICENSED DENTIST.

9 (2) A DENTAL HYGIENIST MAY PERFORM ANY DENTAL TASK OR  
10 PROCEDURE ASSIGNED TO THE DENTAL HYGIENIST BY A LICENSED DENTIST  
11 THAT DOES NOT REQUIRE THE PROFESSIONAL SKILL OF A LICENSED  
12 DENTIST; EXCEPT THAT THE DENTAL HYGIENIST MAY PERFORM THE TASK  
13 OR PROCEDURE ONLY UNDER THE INDIRECT SUPERVISION OF A LICENSED  
14 DENTIST OR AS AUTHORIZED IN SECTIONS 12-220-503 AND 12-220-504.

15 **SECTION 25.** In Colorado Revised Statutes, 12-220-505, **amend**  
16 (1)(b), (1)(d), and (6)(a); and **add** (6)(c) as follows:

17 **12-220-505. Interim therapeutic restorations by dental**  
18 **hygienists - permitting process - rules - subject to review.** (1) Upon  
19 application, accompanied by a fee in an amount determined by the  
20 director, the board shall grant a permit to place interim therapeutic  
21 restorations to any dental hygienist applicant who:

22 (b) Has completed a course developed at the postsecondary  
23 educational level that complies with the rules adopted by the board. The  
24 course must be offered under the direct supervision of a member of the  
25 faculty of ~~a~~ AN ACCREDITED Colorado dental or dental hygiene school.  
26 ~~accredited by the Commission on Dental Accreditation or its successor~~  
27 ~~agency.~~ All faculty responsible for clinical evaluation of students must be

1 dentists with a faculty appointment at an accredited Colorado dental or  
2 dental hygiene school.

3 (d) Furnishes, supplies, constructs, reproduces, or repairs any  
4 prosthetic denture, bridge, appliance, or other structure to be worn in the  
5 human mouth or upon the jaws, maxillofacial area, or adjacent and  
6 associated structures other than on the written DENTAL laboratory work  
7 order of a duly licensed and practicing dentist;

8 (6) (a) A dentist shall not supervise more than five full-time  
9 equivalent dental hygienists who place interim therapeutic restorations  
10 under telehealth supervision unless granted a waiver by the board  
11 pursuant to subsection (6)(b) of this section. ~~For purposes of patient~~  
12 ~~referral for follow-up care,~~ A dentist who supervises a dental hygienist  
13 who provides interim therapeutic restorations under telehealth supervision  
14 must have an active license in good standing issued by the board. ~~and a~~  
15 ~~physical practice location in Colorado or within reasonable proximity of~~  
16 ~~the location where the interim therapeutic restoration is placed~~ BEFORE  
17 PROVIDING INTERIM THERAPEUTIC RESTORATIONS, A DENTAL HYGIENIST  
18 SHALL CONFIRM IN COMMUNICATIONS TO THE SUPERVISING DENTIST A  
19 REFERRAL FOR FOLLOW-UP CARE TO A LICENSED DENTIST WITHIN  
20 REASONABLE PHYSICAL PROXIMITY TO THE LOCATION WHERE THE INTERIM  
21 THERAPEUTIC RESTORATION IS PLACED.

22 (c) A DENTIST SHALL NOT SUPERVISE, IN AGGREGATE, MORE THAN  
23 FIVE FULL-TIME EQUIVALENT DENTAL HYGIENISTS OR DENTAL THERAPISTS  
24 PERFORMING PROCEDURES PURSUANT TO SUBSECTION (6)(a) OF THIS  
25 SECTION AND SECTION 12-220-508, AND LIMITS ON SUPERVISION OF  
26 DENTAL THERAPISTS MUST REMAIN CONSISTENT WITH SECTION 12-220-508  
27 (3).

1           **SECTION 26.** In Colorado Revised Statutes, 12-220-508, **amend**  
2 (1)(a) introductory portion, (2)(a)(VI), and (3)(a); and **add** (1)(c)(IX) and  
3 (3)(d) as follows:

4           **12-220-508. Practice of dental therapy - supervision**  
5 **requirement - rules.** (1) (a) A dental therapist may perform the  
6 following tasks and procedures under the direct supervision of a ~~licensed~~  
7 dentist WITH AN ACTIVE LICENSE IN GOOD STANDING:

8           (c) A dental therapist licensed pursuant to this article 220 may  
9 perform the following tasks under the indirect supervision of a licensed  
10 dentist, regardless of the number of hours the dental therapist has  
11 practiced:

12           (IX) DIRECTING DENTAL ASSISTANTS TO ASSIST IN ACTIVITIES  
13 THAT ARE WITHIN THE SCOPE OF PRACTICE FOR A DENTAL THERAPIST  
14 UNDER DIRECT AND INDIRECT SUPERVISION OF THE DENTAL THERAPIST  
15 ONLY; EXCEPT THAT DENTAL ASSISTANTS SHALL NOT PERFORM ACTIVITIES  
16 DISALLOWED UNDER SECTION 12-220-501 (3)(a).

17           (2) (a) An articulated plan between a dental therapist and a dentist  
18 must include:

19           (VI) CONSISTENT WITH DENTAL ASSISTANTS' SCOPE OF PRACTICE,  
20 policies for supervising dental assistants and working with dental  
21 hygienists and other dental practitioners and staff.

22           (3) (a) Except as provided in subsection (3)(b), ~~or~~ (3)(c), OR (3)(d)  
23 of this section, a dentist may not simultaneously supervise more than  
24 three full-time or full-time-equivalent dental therapists.

25           (d) A DENTIST SHALL NOT SUPERVISE IN AGGREGATE MORE THAN  
26 FIVE FULL-TIME EQUIVALENT DENTAL HYGIENISTS OR DENTAL THERAPISTS  
27 PURSUANT TO THIS SECTION AND SECTION 12-220-505 (6)(a), AND LIMITS

1 ON SUPERVISION OF DENTAL THERAPISTS MUST REMAIN CONSISTENT WITH  
2 THIS SUBSECTION (3).

3 **SECTION 27.** In Colorado Revised Statutes, 24-34-104, **repeal**  
4 (26)(a)(I); and **add** (35)(a)(VI) as follows:

5 **24-34-104. General assembly review of regulatory agencies**  
6 **and functions for repeal, continuation, or reestablishment - legislative**  
7 **declaration - repeal.** (26) (a) The following agencies, functions, or both,  
8 are scheduled for repeal on September 1, 2025:

9 (I) ~~The Colorado dental board created in article 220 of title 12;~~

10 (35) (a) The following agencies, functions, or both, are scheduled  
11 for repeal on September 1, 2034:

12 (VI) THE COLORADO DENTAL BOARD CREATED IN ARTICLE 220 OF  
13 TITLE 12.

14 **SECTION 28. Repeal of relocated provisions.** In Colorado  
15 Revised Statutes, **repeal** 12-220-104 (11).

16 **SECTION 29. Act subject to petition - effective date.** This act  
17 takes effect at 12:01 a.m. on the day following the expiration of the  
18 ninety-day period after final adjournment of the general assembly; except  
19 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
20 of the state constitution against this act or an item, section, or part of this  
21 act within such period, then the act, item, section, or part will not take  
22 effect unless approved by the people at the general election to be held in  
23 November 2026 and, in such case, will take effect on the date of the  
24 official declaration of the vote thereon by the governor.