

**MODEL BILL FOR DENTAL LABORATORIES AND DENTAL TECHNICIANS**

Originally Adopted June 1988

Amended June 1992

Amended December 2005

Whereas, this Legislature [General Assembly] finds that the health, safety and welfare of the citizens of this State [Commonwealth] are promoted by the establishment of the regulatory procedures for the dental laboratory industry, it is hereby resolved that the following shall be enacted:

SECTION I. Purposes:

The purpose of this Act is to promote the health, safety and welfare of the citizens of this State [Commonwealth] by requiring dental laboratories conducting business in this state employ at least one Certified Dental Technician certified by the National Board for Certification in Dental Laboratory Technology be permitted to engage in the manufacture and repair of dental prosthetic appliances as hereinafter provided.

SECTION II. Definitions:

2.1 Dental Laboratory: A commercial dental laboratory is a corporation, partnership or sole-proprietor engaged in the manufacture or repair of dental prosthetic appliances on the prescription of and for a licensed dentist or the work authorization of another commercial dental laboratory; provided, however, that the provisions of this paragraph are subject to the exemptions contained in Section VI of this Act.

2.2 Dental Technician:

Shall mean any person who offers or undertakes to perform or accomplish dental technology.

2.3 Certified Dental Technician:

Shall mean a dental technician who has met the standards set by the National Board for Certification in Dental Laboratory Technology or its equivalent as established by this state.

2.4 Licensed Dentist:

Shall mean any person duly licensed to practice dentistry under any statutes of this State [Commonwealth] or practitioners licensed in other states.

2.5 Prescription:

Shall mean a written instrument executed by a licensed dentist and directed to a regulated dental laboratory authorizing the manufacture or repair of a dental prosthetic appliance for such licensed dentist.

2.6 Work Authorization:

Shall mean a written instrument executed by a regulated dental laboratory authorized by prescription by which such dental laboratory subcontracts all or part of the fabrication or repair of a dental prosthetic appliance authorized by prescription to another regulated dental laboratory.

SECTION III. REGULATION

- 3.1 Upon the effective date of this Act, all dental laboratories operating, doing business or intending to operate or do business within this State [Commonwealth] shall be required to register with the department. In order to be regulated under this Act, a dental laboratory must employ or be operated under the supervision of one or more Certified Dental Technicians as defined in this Act.
- 3.2 In order to be regulated under this Act, a dental laboratory shall practice infectious disease control as required by OSHA.
- 3.3 A dental laboratory wherever located shall be considered as operating or doing business in this State [Commonwealth] if its work product is prepared pursuant to a written instrument originating within this State [Commonwealth].
- 3.4 A dental laboratory shall disclose to the dentist the material content of a prescribed restoration with any contraindications for purposes of ensuring the health and safety of the patient
- 3.5 A dental laboratory shall disclose to the dentist the point of origin and location(s) of manufacture of the prescribed restoration.

SECTION IV. PENALTIES FOR USE OF NON-REGULATED DENTAL LABORATORY

- 4.1 It shall be illegal for any dentist licensed in this State to have a dental prosthetic appliance manufactured in a dental laboratory, in the State or otherwise that does not meet the regulatory requirements of this State.

SECTION V. IN OFFICE DENTAL LABORATORIES

- 5.1 Dental laboratories physically located within a dental office shall be exempt from all sections except 3.2 of this law.

SECTION VI. EFFECTIVE DATE

This Act shall become effective after becoming law.

Authored by:

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