

---

---

## A BILL FOR AN ACT

RELATING TO DENTISTRY.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. The legislature finds that the use of barriers  
2 and sterilization techniques in dentistry is the primary means  
3 of assuring there is the least possible chance of transmission  
4 of communicable diseases from a dentist and staff to patients,  
5 from patient to patient, and from a patient to the dentist and  
6 staff. To prevent patient-to-patient cross contamination,  
7 instruments and supplies contaminated or likely to be  
8 contaminated with blood or saliva and touched during dental  
9 treatment must be sterilized between patients or discarded.  
10 Surfaces and equipment that are likely to be contaminated with  
11 blood or saliva and touched during dental treatment must also be  
12 decontaminated or covered with a barrier, which is later  
13 discarded and replaced.

14           Accordingly, the purpose of this Act is to:

15           (1) Require dentists and direct care staff in a dental  
16           office, including dental hygienists and dental  
17           assistants, to comply with certain barrier techniques;



1 (2) Require the board of dental examiners to update rules  
2 for effective surface decontamination methods and  
3 sterilization requirements for items and instruments  
4 used on patients; and

5 (3) Specify requirements for the management of single use  
6 items used in patient treatment.

7 SECTION 2. Chapter 448, Hawaii Revised Statutes, is  
8 amended by adding two new sections to be appropriately  
9 designated and to read as follows:

10 "§448- Barrier techniques; sterilization requirements;  
11 rules. (a) Dentists shall comply with the following barrier  
12 techniques:

13 (1) Gloves shall be used by the dentist and direct care  
14 staff during treatment that involves intraoral  
15 procedures or contact with items potentially  
16 contaminated with a patient's bodily fluids. Fresh  
17 gloves shall be used for every intraoral patient  
18 contact. Gloves shall not be washed or reused for any  
19 purpose. The same pair of gloves shall not be used,  
20 removed, and reused for the same patient at the same  
21 visit or for any other purpose. Gloves that have been



1           used for dental treatment shall not be reused for any  
2           nondental purpose; provided that only latex free  
3           gloves shall be used by the dentist and direct care  
4           staff in a dental office; and

5           (2) Masks shall be worn by the dentist and direct care  
6           staff when splatter or aerosol is likely and during  
7           surgical procedures, except where the dentist  
8           determines that the use of a mask would prevent the  
9           delivery of health care services or would increase the  
10           hazard and risk to the dentist's patient; provided  
11           that where a dentist determines not to wear a mask  
12           during a surgical procedure, the determination shall  
13           be documented in the patient record.

14           (b) The board of dental examiners shall update rules for  
15           effective surface decontamination methods, including for areas  
16           of the dental operatory that require protective barriers, and  
17           sterilization requirements for items and instruments used by  
18           direct care staff on patients.

19           (c) For purposes of this section, "direct care staff"  
20           means dental hygienists and dental assistants.



1        §448- Single use items; management. (a) Sterile  
 2 disposable needles shall be used in patient treatment; provided  
 3 that the same needle may be recapped with a single-handed  
 4 recapping technique or recapping device and subsequently reused  
 5 for the same patient during the same visit.

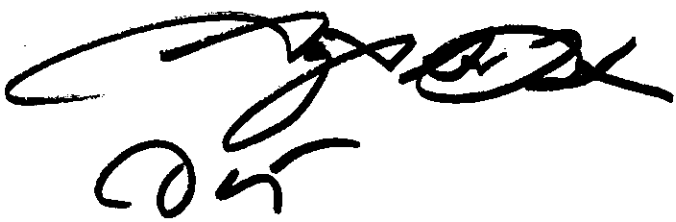
6        (b) Single use items used in patient treatment that have  
 7 been contaminated by saliva or blood shall be discarded and  
 8 shall not be reused. Single use items include but are not  
 9 limited to disposable needles, local anesthetic carpules, saliva  
 10 ejectors, polishing discs, bonding agent brushes, prophy cups,  
 11 prophy brushes, fluoride trays, and interproximal wedges."

12        SECTION 3. New statutory material is underscored.

13        SECTION 4. This Act shall take effect upon its approval.

14

INTRODUCED BY: Allen A. Schultz

SM  
GL  
  
OS

JAN 29 2015

# H.B. NO. 1441

**Report Title:**

Dentistry; Board of Dental Examiners; Dentists; Barrier Techniques; Decontamination Methods; Sterilization Requirements; Single Use Items

**Description:**

Requires dentists and direct care staff in a dental office, including dental hygienists and dental assistants, to comply with certain barrier techniques. Requires the board of dental examiners to update rules for effective surface decontamination methods and sterilization requirements for items and instruments used on patients. Specifies requirements for the management of single use items used in patient treatment.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

