

1 ENGROSSED HOUSE  
2 BILL NO. 4041

By: Townley of the House

3 and

4 Kidd of the Senate

5  
6 An Act relating to professions and occupations;  
7 amending 59 O.S. 2021, Section 328.54, which relates  
8 to dental practice; modifying teledentistry  
9 requirements; amending 63 O.S. 2021, Sections 1-2711  
10 and 1-2712, which relate to the Oklahoma Dental Loan  
11 Repayment Act; adding legislative findings;  
12 increasing certain repayment program allowances;  
13 modifying program requirements; and providing an  
14 effective date.

15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. AMENDATORY 59 O.S. 2021, Section 328.54, is  
17 amended to read as follows:

18 Section 328.54 A. Any person conducting a diagnosis for the  
19 purpose of prescribing medication or treatment or any other action  
20 determined to be a dental practice as defined by the State Dental  
21 Act, via the Internet or other telecommunications device on any  
22 patient that is physically located in this state shall hold a valid  
23 Oklahoma state dental license.

24 B. A dentist holding a valid dental license in Oklahoma may  
consult, diagnose and treat a patient of record via synchronous or  
asynchronous telecommunication between the patient and dentist. The

1 dentist must record all activities relating to teledentistry in the  
2 patient record and must have an office location ~~in Oklahoma~~  
3 available for follow-up treatment and maintenance of records in  
4 Oklahoma or adjacent to Oklahoma and within fifty (50) miles of an  
5 Oklahoma border of a state with an interstate dental and dental  
6 hygienist compact.

7 SECTION 2. AMENDATORY 63 O.S. 2021, Section 1-2711, is  
8 amended to read as follows:

9 Section 1-2711. A. The Legislature recognizes that there is a  
10 need to:

11 1. Upgrade the availability of quality dental care services for  
12 the people of Oklahoma;

13 2. Improve the balance of dental manpower distribution in the  
14 state by geographic location; ~~and~~

15 3. Increase access to dental care to those who are dependent on  
16 the state for necessary dental care;

17 4. Allow providers to work at the top of their license and  
18 utilize supporting roles; and

19 5. Address the need for dental faculty.

20 B. The purpose of the Oklahoma Dental Loan Repayment Act shall  
21 be to:

22 1. Increase the number of dentists serving and caring for those  
23 dependent upon the state for dental care; and

24

1           2. Ensure that dental care and services are accessible  
2 throughout the state, and specifically, that quality dental care and  
3 services be accessible to underserved dental areas in rural and  
4 metropolitan areas of the state, and to those dependent upon the  
5 state for dental care.

6           SECTION 3.           AMENDATORY           63 O.S. 2021, Section 1-2712, is  
7 amended to read as follows:

8           Section 1-2712. A. 1. The State Department of Health shall  
9 administer the Oklahoma Dental Loan Repayment Program.

10           2. The Program, depending upon available funding, shall provide  
11 educational loan repayment assistance for up to a total of ~~twenty-~~  
12 ~~five~~ thirty full-time equivalent Oklahoma licensed dentists per year  
13 including new and continuing contract renewable participants.

14           3. Each award shall be for a contracted period and shall be  
15 distributed to the participant by drafts made payable to the  
16 participant for deposit to an appropriate loan agency in equal  
17 monthly disbursements, not to exceed ~~Fifty Thousand Dollars~~  
18 ~~(\$50,000.00)~~ Sixty Thousand Dollars (\$60,000.00) per year for a  
19 maximum five-year period. Prior to any disbursement, the Department  
20 shall certify and properly review monthly reports submitted by the  
21 participating dentist detailing performance of activities in  
22 accordance with the Oklahoma Dental Loan Repayment Act.

23           4. At the conclusion of the minimum service obligation, the  
24 Department shall review the performance in the Program of the

1 participating dentist and determine whether an award may be granted  
2 for an additional period not to exceed a total participation in the  
3 Program of five (5) years pursuant to rules promulgated by the  
4 Department.

5 B. Any dentist entering the Program each year as a nonfaculty  
6 participant shall agree to provide dental care and services to  
7 Medicaid recipients as authorized by the Oklahoma Health Care  
8 Authority. The Department shall be responsible for ensuring that at  
9 least thirty percent (30%) of the patients treated by the dentist  
10 will be Medicaid recipients.

11 1. Any general practice dentist entering the Program each year  
12 as a nonfaculty participant shall agree to provide dental care and  
13 services in a designated Dental Health Professional Shortage Area  
14 (DHPSA) of this state.

15 2. Any dentist licensed to practice as a Pediatric Dentistry  
16 Specialist as defined by the State Dental Act or any dentist  
17 practicing in a Federally Qualified Health Center (FQHC), FQHC look-  
18 alike, county health department or city-county health department may  
19 be exempt from the requirement to practice in a Dental Health  
20 Professional Shortage Area (DHPSA).

21 C. A dentist entering the Program as a faculty participant  
22 shall agree to teach at the University of Oklahoma College of  
23 Dentistry. In the event there are no appropriate faculty  
24 applicants, the Program may award additional nonfaculty dentists.

1 D. A dentist shall be eligible to participate in the Program if  
2 the dentist:

3 1. Is a ~~new~~ dental school graduate. Preference will be given  
4 to graduates of the University of Oklahoma College of Dentistry;

5 2. Is licensed to practice dentistry in Oklahoma; and

6 3. Has demonstrated financial need.

7 E. The dentist shall execute a contract with the Department to  
8 provide dental services pursuant to the terms of the contract and in  
9 accordance with rules promulgated by the Department.

10 F. If the dentist does not fulfill the service obligation, the  
11 Department may collect from the participant the entire amount of  
12 loan payments made under the Program plus interest.

13 G. The Department shall present a report on the operation of  
14 the Program to the Governor, the Speaker of the House of  
15 Representatives, and the President Pro Tempore of the Senate within  
16 one (1) month of the beginning of each regular session of the  
17 Legislature including but not limited to the progress made in  
18 accomplishing the goal of the Program.

19 SECTION 4. This act shall become effective November 1, 2024.  
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1 Passed the House of Representatives the 5th day of March, 2024.

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3 \_\_\_\_\_  
4 Presiding Officer of the House  
5 of Representatives

6 Passed the Senate the \_\_\_ day of \_\_\_\_\_, 2024.

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8 \_\_\_\_\_  
9 Presiding Officer of the Senate