

House Bill 1454

By: Representative O`Neal of the 146th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 1 of Chapter 11 of Title 43 of the Official Code of Georgia Annotated,
2 relating to general provisions relative to dentists, dental hygienists, and dental assistants, so
3 as to provide that the Georgia Board of Dentistry is an independent state agency; to provide
4 for transfer; to revise provisions for purposes of conformity; to provide for related matters;
5 to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 1 of Chapter 11 of Title 43 of the Official Code of Georgia Annotated, relating to
9 general provisions relative to dentists, dental hygienists, and dental assistants, is revised by
10 adding a new Code section to read as follows:

11 "43-11-23.

12 (a) On and after July 1, 2010, the board shall not be under the jurisdiction of the Secretary
13 of State but shall be an independent state agency attached to the Department of Community
14 Health for administrative purposes only, as provided in Code Section 50-4-3, except that
15 such department shall prepare and submit the budget for the board. The board shall have
16 with respect to all matters within the jurisdiction of the board as provided under this
17 chapter the powers, duties, and functions of professional licensing boards as provided in
18 Chapter 1 of this title.

19 (b) The board shall appoint and fix the compensation of an executive director of such
20 board who shall serve at the pleasure of the board. Any reference in this chapter to the
21 executive director shall mean the executive director appointed pursuant to this subsection."

22 **SECTION 9.**

23 Said article is further amended by revising the following Code sections by replacing
24 "division director" everywhere such term occurs with "executive director":

- 25 (1) Code Section 43-11-5, relating to duty of members to notify division director of
26 address;
- 27 (2) Code Section 43-11-8, relating to board to examine applicants, issue licenses, and make
28 bylaws and rules;
- 29 (3) Code Section 43-11-12, relating to public inspection of board records;
- 30 (4) Code Section 43-11-13, relating to service of orders and subpoenas of board;
- 31 (5) Code Section 43-11-40, relating to qualification of applicants;
- 32 (6) Code Section 43-11-41, relating to application for provisional licensure;
- 33 (7) Code Section 43-11-43, relating to fees;
- 34 (8) Code Section 43-11-46, relating to renewal of registration;
- 35 (9) Code Section 43-11-47, relating to refusal to grant, or revocation of, licenses;
- 36 (10) Code Section 43-11-48, relating to initiation of proceedings for violation of chapter;
- 37 (11) Code Section 43-11-70, relating to examination requirement for dental hygienists;
- 38 (12) Code Section 43-11-71.1, relating to application for license to practice dental hygiene
39 by credentials; and
- 40 (13) Code Section 43-11-73, relating to renewal of licenses for dental hygienists.

41 **SECTION 2.**

42 All laws and parts of laws in conflict with this Act are repealed.