

ONE HUNDRED FOURTH LEGISLATURE - FIRST SESSION - 2015

COMMITTEE STATEMENT

LB80

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**Hearing Date:** Thursday February 12, 2015  
**Committee On:** Health and Human Services  
**Introducer:** Gloor  
**One Liner:** Provide, change, and eliminate anesthesia and sedation permit provisions under the Dentistry Practice Act

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**Roll Call Vote - Final Committee Action:**

Advanced to General File

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**Vote Results:**

**Aye:** 7 Senators Baker, Campbell, Cook, Crawford, Howard, Kolterman, Riepe  
**Nay:**  
**Absent:**  
**Present Not Voting:**

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**Verbal Testimony:**

**Proponents:**

Senator Mike Gloor  
Charles Bauer  
Holly Portwood  
Scott Morrison

**Representing:**

District 35  
Nebraska Board of Dentistry  
Nebraska Society of Pediatric Dentistry  
Nebraska Dental Association

**Opponents:**

Deb Schardt

**Representing:**

Nebraska Dental Hygienists Association

**Neutral:**

**Representing:**

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**Summary of purpose and/or changes:**

LB 80 was introduced on behalf of the Board of Dentistry with Dr. Bauer to update anesthesia and sedation permit statutes for Dentists.

Section-by-section description:

Section (1): Amends 38-1101 of the Dentistry Practice Act to incorporate section 3 of this act.

Section (2): Amends 38-1102 to incorporate section 3 of this act.

Section (3): Adds new language defining deep sedation

Section (4): Amends 38-1108 to update the definition of general anesthesia.

Section (5): Amends 38-1112 to remove the definition of parenteral, adds definition of minimal sedation.

Section (6): Amends 38-1113 to remove the definition of sedation, adding definition of moderate sedation.

Section (7): Amends 38-1137 to remove parenteral sedation and inhalation analgesia language, replacing with deep sedation, moderate sedation, or minimal sedation. Adds provision stating that a state licensed dentist may administer inhalation analgesia without a permit under the act.

Section (8): Amends 38-1138 to remove parenteral language, replacing with deep sedation, moderate sedation, and minimal sedation.

Section (9): Amends 38-1139 to include deep sedation, amends requirements for dentists to be permitted to use anesthesia or deep sedation, and sets out the different permits for different levels of anesthesia.

Section (10): Amends 38-1140 to replace parenteral sedation with moderate sedation when referring to dentists sedating on an outpatient basis; includes requirements regarding education and professional organization membership.

Section (11): Amends 38-1141 to change terminology from inhalation analgesia to minimal sedation; includes requirements regarding certification, education and training.

Section (12): Amends 38-1142 to account for new statutory language regarding sedation.

Section (13): Amends 38-1143 to harmonize existing sedation language with new language.

Section (14): Amends 38-1144 to account for new language regarding sedation.

Section (15): Amends 38-1145 to account for new sedation language; adds provision regarding permits issued prior to the operative date of this act.

Section (16): Amends 38-1146 to change references to sedation to fit with new sedation language/terminology.

Section (17): Amends references to sedation in 38-1147 to harmonize with the new sedation terminology.

Section (18): Revises terminology in 38-1148 to harmonize with new sedation terminology in this act.

Section (19): Operative date is July 1, 2016.

Section (20): Repealer section.

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Kathy Campbell, Chairperson