

1BY-LAW 3 - DENTAL HYGIENISTS

1. There shall be a body ancillary to the dental profession, the members of which shall be known as “dental hygienists”, and who, subject to the provisions of these By-Laws and of The Prince Edward Island Dental Profession Act, may practice dental hygiene as hereinafter defined.
2. The practice of dental hygiene shall include all of the functions of the practice of dentistry for which the dental hygienist has successfully completed the required course of study approved by the Council, except the following:
 - (a) Diagnosis or treatment planning for the prevention, alleviation or correction of any disease, pain, deficiency, deformity, defect, lesion, disorder or physical condition of in or from any human tooth, jaw or associated structure or tissue or any injury thereto;
 - (b) Prescribing or advising the use of any prosthetic denture, bridge, or any other oral prosthetic appliance;
 - (c) Providing facilities for; or the taking or making of, any impression, bite, cast, or design preparatory to, or for the purpose of, or with a view to the making, producing, reproducing, constructing, fitting, furnishing, supplying, altering, or repairing of any such prosthetic denture, bridge, or other oral prosthetic appliance;
 - (d) Severing or cutting hard or soft tissues;
 - (e) Prescribing or administering drugs.
3. Only a person holding a valid and unforfeited License to practice dental hygiene shall be entitled to practice dental hygiene.
4. Subject to the provisions of By-Law 5, a person entitled to practice dental hygiene may so practice only in the employ of and under the direct control and supervision of a dentist duly registered and licensed under the Dental Act.
 - (a) For the purposes of this by-law direct control means the individual answers directly to the dentist and performs the duties allowed at the direction and prescription of the employer. The hygienist may only perform the prescribed treatments on patients of record who have had an examination by a dentist prior to initiation of any services. These services must be indicated on patient’s chart for routine preventive hygiene treatments or special interventions in LTC facilities.
 - (b) Supervision means that the dentist employing a hygienist under the provisions of this by-law is responsible for the treatment he/she performs and the circumstances under which the employee carries out

their responsibilities. Supervision does not require the dentist be physically present but must assure that by supervisory activities they are comfortable with the ability of the individual to carry out their duties in the manner prescribed.

5.
 - (a) Any provincial or Municipal Authority or Institution and any School Board or Hospital Authority with the written permission of the Council may employ as a dental hygienist a person entitled to practice dental hygiene.
 - (b) Such written permission shall specifically name the person who may be so employed.
 - (c) Such written permission shall only be given by the Council only to the Authority, Board or Institution which employs one or more Dentists duly registered and licensed under the Dental Act while the persons so named are treating patients.
 - (d) A person entitled to practice dental hygiene and who is named in such written permission may so practice in the employ of the Authority, Institution or Board so permitted to employ he/she but may only do so under the direct control and supervision of a dentist duly registered and licensed under the Dental Act.
 - (e) Where a Dental Hygienist has been named in this written permission to be employed by an Authority, Institution or Board, and is working in the scope of such employment in the province of Prince Edward Island, as long as he/she is abiding by the regulations directed to Hygienists specifically, the general supervision and direction exercised by the dentist required under By-Law #3 Section 5 Subsection (c), shall for the purpose of these By-Laws satisfy the requirements of By-Law #3 Section 5 Subsection (d).
- 6.(a) Any dentist duly registered and licensed under The Dental Act may employ as a dental hygienist any person who holds, but only so long as he/she holds, a valid and unforfeited license to practice dental hygiene.
 - (b) An Authority, Institution or Board, having the written permission provided for in Section 5, may employ as a dental hygienist the person specifically named in such written permission only so long as he/she holds a valid and unforfeited license to practice dental hygiene.
7.
 - (a) is a person at least 18 years of age, and
 - (b) satisfies the Board that he/she is a person of good moral character, and

- (c) furnishes evidence satisfactory to the Council that they have pursued and successfully completed a course of study of two academic years in a school for dental hygienists approved by the Council, and
 - (d) passes such examination, if any, as may be prescribed by the Council, and
 - (e) makes application to the Council on the form prescribed by the Council and
 - (f) pays a registration fee of \$15.00, shall be entitled to receive from the Council a license to practice dental hygiene.
8. (a) A license to practice dental hygiene shall be signed by the President and Registrar of the Council.
- (b) A dental Hygienist employed by a member of the Association shall display their certificate in a conspicuous place in the office of the member.
9. A Register shall be kept by the Registrar containing the names and dates of registration of those persons who have been granted a license to practice dental hygiene.
10. (a) The Annual Fee payable by each registered dental hygienist shall be determined by the Council and each dental hygienist shall pay in advance on or before the 31st day of March of each year the said annual fee.
- (b) If any dental hygienist fails to pay such annual fee on or before the 1st day April in the calendar year after which it becomes due their license to practice dental hygiene shall, at the option of the Council, become invalid and be forfeited.
- (c) A license to practice dental hygiene so invalidated and forfeited for non-payment of the annual fee may, in the discretion of the Council, be reinstated upon payment of a penalty of \$5.00.
- (d) A dental hygienist shall not be required to pay the annual fee in any year of years in which he/she does not practice if, prior to the 1st day of July in the first of such years, he/she notifies the Council in writing of their intention not to practice. If thereafter they desire to practice, they shall be entitled to receive from the Council a license upon payment of the registration fee provided by clause (f) of Regulation 7 hereof and of the annual fee payable under this Regulation, and meet the requirements set out in the Policy Governing Licensing of Registered Dental Hygienists. (Appendix B)
- (e) Notice of annual fee shall be sent to each registered dental hygienist on or before the 31st day of March in each year.

11. (a) A dental hygienist shall not display or exhibit any sign, or issue announcement or notification cards, or in any other way advertise that he/she is a person practicing as a dental hygienist.
- (b) No dental hygienist shall establish or attempt to establish professional relations with respect to the practice of dental hygiene with any patient or intended patient, except in the name, on behalf of, and with the consent of the dentist with whom they are employed.
- (c) In the case of dental hygienists employed by an Authority, Institution or Board pursuant to Regulations 5 and 6, all contacts with patients shall be made under the supervision of a dentist in the employ of such Authority, Institution or Board.

12. (a) The Council may cancel or suspend the license of a dental hygienist, who has.

- (1) after due inquiry, been found by the Council to have been guilty of improper, unprofessional, or dishonourable conduct in their relationship to the dental profession in their place of practice, or to have been guilty of a breach of the provisions of these Regulations or of the provisions of the Dental Act, or
- (2) been convicted of an indictable offence, or
- (3) after due inquiry been found by the Board to have performed any dental services other than those which they have been authorized to perform pursuant to these Regulations.

b A license cancelled or suspended pursuant to this By-Law may be reinstated at any time by the Council if it appears to the Council that the grounds upon which such license was cancelled or suspended no longer exist.