

Introduced by

1 A BILL for an Act to create and enact a new section to chapter 23-35 of the North Dakota
2 Century Code, relating to the fluoride varnish program; and to amend and reenact subsection 6
3 of section 43-28-02 of the North Dakota Century Code, relating to exceptions to the practice of
4 dentistry.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1.** A new section to chapter 23-35 of the North Dakota Century Code is created
7 and enacted as follows:

8 **Fluoride varnish program.**

- 9 1. The department, in coordination with public health units, shall establish a fluoride
10 varnish program to provide fluoride varnish to each child enrolled in first grade at a
11 public school and residing within the jurisdiction of a public health unit.
12 2. Each public health unit shall arrange for the provision of fluoride varnish at no cost to
13 each eligible child either directly or through an arrangement with a qualified provider.
14 3. The department shall reimburse a public health unit for costs incurred by the public
15 health unit in providing or arranging for the provision of fluoride varnish under this
16 section.

17 **SECTION 2. AMENDMENT.** Subsection 6 of section 43-28-02 of the North Dakota Century
18 Code is amended and reenacted as follows:

- 19 6. To a registered nurse, licensed practical nurse, medication assistant III or certified
20 medical assistant on the unlicensed assistive person registry, dental hygienist, or
21 dental assistant who has successfully completed a training program approved by the
22 board and who is applying topical fluoride varnish to an individual and is acting while
23 under the direct or general supervision of a physician or licensed dentist if the-

- 1 ~~registered nurse, licensed practical nurse, dental hygienist, or dental assistant has~~
- 2 ~~successfully completed a training program approved by the board.~~