

# Alaska State Legislature

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Senator Bettye Davis

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## Senate Labor and Commerce Committee

### **CSSB 92 (FIN) Sectional Analysis and changes from Senate to House L&C CS**

Section 1. Removes a requirement that a person practicing dental hygiene, or who is offering to practice dental hygiene, must have a current certificate of registration.

H L&C: No change

Section 2. Establishes the qualifications necessary for licensure as a dental hygienist.

H L&C: Corrects the name of the professional organization that oversees licensure issues, changing “American Association of Dental Examiners Clearinghouse for Board Actions” to American Association of Dental Boards Clearinghouse for Board Actions.”

Section 3. Amends the qualifications necessary for a dental hygienist to be licensed by credentials.

H L&C: No change

Section 4. Edits the dental hygiene licensing provision to provide that successful applicants for licensure will no longer be required to have a certificate of registry issued by the Board of Dental Examiners (board) (see sec. 25 for a parallel provision applicable to dentists).

H L&C: No change

Sections 5 -6. Conforms the “renewal of license” and “lapse and reinstatement of license” provisions applicable to dental hygienists to the bill’s removal of the registration requirement for dental hygienists.

H L&C: No change

Section 7. Allows a dental hygienist who has completed a course offered by or under the auspices of a program accredited by the Commission on Dental Accreditation of the American Dental Association or other equivalent course or program to receive a restorative function endorsement from the board.

H L&C: No change

Section 8. Changes the levels of supervision required for a dental student performing dental hygiene procedures. Makes the section applicable to all students enrolled in dental hygiene programs.

H L&C: No change

Sections 9 – 11. Change the permitted scope of practice for a dental hygienist and clarify what practices and procedures may not be delegated to a dental hygienist by a dentist.

H L&C: No change

Section 12. Clarifies what practices and procedures a dental hygienist, who has entered into a collaborative agreement with a dentist may be authorized by the dentist to perform.

H L&C: No change

Section 13, Makes stylistic changes.

H L&C: No change

Section 14. Permits the board to sanction a dental hygienist who used or knowingly cooperated in deceit, fraud, or intentional misrepresentation to obtain a certificate or endorsement and amends the other grounds for discipline, suspension, or revocation of a dental hygienist's license.

H L&C: No change

Section 15. Gives the board the authority to impose a civil fine of up to \$25,000 for a violation of AS 08.32 or a regulation adopted under the chapter.

H L&C: No change

Section 16 Amends the list of dental hygienists to whom the provisions of AS 08.32 do not apply.

H L&C: No change

Section 17. Provides new definitions applicable to AS 08.32 for "licensed dental hygienist" and "licensed dentist."

H L&C: No change

Section 18. Adds a qualification for the public member of the board.

H L&C: No change

Section 19. Requires the members of the board to take an oath. Requires the board to adopt a seal.

H L&C: No change

Section 20. Requires the president of the board to be a dentist or dental hygienist.

H L&C: No change

Section 21. Amends the powers of the board.

H L&C: Changes the term "certified dental assistant" to "registered dental assistant" to avoid copyright infringement, and adds conforming language where appropriate. The term "certified dental assistant" is a copyrighted term of the Dental Assisting National Board, Inc.

Section 22. Requires the Department of Commerce Community and Economic Development to employ an investigator for the board.

H L&C: No change

Section 23. Requires the board to establish standards for dental radiological equipment that comply with applicable federal law. Permits the board to charge a fee for equipment registered under the section. Removes a requirement that inspections of radiologic equipment be performed by a person with certain qualifications.

H L&C: No change

Section 24. Requires the board to maintain a registry of persons licensed as dentists or dental hygienists and persons registered as dental assistants, and a registry of licenses, certificates, registrations, and endorsements revoked by the board.

H L&C: Replaces “certified” with “registered” where referring to a dental assistant; makes conforming changes.

Section 25. Edits the dentist licensing provision to provide that successful applicants for a license will no longer be required to have certificate of registry (see sec. 4 for a parallel provision applicable to dental hygienists).

H L&C: No change

Section 26. Amends the qualifications for a license to practice dentistry in the state.

H L&C: No change

Section 27. Requires that an applicant for licensure as a dentist must be interviewed in person by the board.

H L&C: Makes a board interview optional (deletes “shall,” inserts “may”).

Sections 28 - 29. Amend what is necessary for a dental hygienist to be licensed by credentials.

H L&C: No change

Section 30. Permits all persons enrolled as students in an accredited school of dentistry to perform dental procedures without a license if certain conditions are met.

H L&C: No change

Section 31. Conforms the renewal of license provision applicable to dentists to the bill’s removal of the requirement for a “registration certificate” for dentists. Permits the department to notify a dentist whose license is about to expire by means other than mail.

H L&C: No change

Section 32. Provides that a dentist who does not pay the license renewal fee forfeits the dentist’s license. Permits the board to reinstate a license upon certain conditions.

H L&C: No change

Section 33 Amends the grounds for discipline, suspension or revocation of a license to practice dentistry.

H L&C: Adds the word “registration” to conform to the change in terminology regarding dental assistants.

Section 34. Permits a dental assistant who has completed a course offered by or under the auspices of a program accredited by the Commission on Dental Accreditation of the

American Dental Association or other equivalent course or program to receive a restorative function certificate from the board.

H L&C: No change

Section 35. Adds a new provision allowing persons enrolled in a program or course of Study to perform dental assisting procedures as part of that course of study or program without a registration if certain conditions are met.

H L&C: No change.

Section 36. Amends the list of dentists to whom the provisions of AS 08.36 do not apply.

H L&C: No change.

Section 37. Adds a new section that provides who may own, operate or maintain a dental practice, office or clinic.

H L&C: Limits the scope of the exception in (a)(1) to rural or underserved populations.

Section 38. Provides new definitions applicable to AS 08.36 for “licensed dental hygienist,” “licensed dentist,” and “registered dental assistant.”

H L&C: Amends the definition of dental assistant from “certified” to “registered.”

Section 39. Repeals AS 08.32.020, O832.O35, O832O4O, O8.32O6O, O832O97, 08 32 100, 08 32 120 08 32 130 08 32 140 08 32 190(2) AS 08 36 075(b) 08 36 075(c) 08 36 075(d), 08 36 075(e) 08 36 114 08 36 230 08 36 244 08 36 246 08.36.247. 08.36.248, 08.36.260. 08.36.271. and 08.36.290.

H L&C: No change.

Section 40. Provides an instruction to the revisor of statutes to change the catchline of a statutory provision applicable to dentists.

H L&C: No change.