

**HOUSE BILL NO. 346**

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - SECOND SESSION

BY THE HOUSE LABOR AND COMMERCE COMMITTEE

Introduced: 2/14/18

Referred: Labor and Commerce, Finance

**A BILL**

**FOR AN ACT ENTITLED**

1   **"An Act relating to the licensure of dentists."**

2   **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3   \* **Section 1.** AS 08.36.100 is amended to read:

4           **Sec. 08.36.100. License required.** Except as provided in AS 08.36.238 and  
5           08.36.254, a person may not practice, or attempt to practice, dentistry without a  
6           license.

7   \* **Sec. 2.** AS 08.36 is amended by adding a new section to article 2 to read:

8           **Sec. 08.36.254. Temporary permit to substitute for an incapacitated**  
9           **dentist.** (a) The board may issue a temporary permit to practice dentistry to a dentist  
10           for the purpose of substituting for an incapacitated dentist licensed in this state.

11           (b) A dentist applying for a temporary permit under (a) of this section shall  
12                   (1) meet the requirements of AS 08.36.234, except the board may  
13                   waive the proof of continued competence requirement; and  
14                   (2) pay the required fee.

15           (c) A temporary permit issued under this section is valid only to treat patients

1 of the incapacitated dentist at an address listed on the business license of the  
2 incapacitated dentist.

3 (d) The fee for a permit issued under this section is one-fourth of the fee for a  
4 biennial license plus the appropriate application fee.

5 (e) The board may not issue a temporary permit under this section if another  
6 dentist licensed under this chapter may reasonably substitute for the incapacitated  
7 dentist.

8 (f) A temporary permit issued under this section is initially valid for 90  
9 consecutive calendar days. Upon request of a permittee, the board shall extend a  
10 permit issued under this section for 60 calendar days if, before the expiration of the  
11 initial 90-day permit, the permittee submits to the board a completed application form  
12 and the fee required under this chapter, except that the board may refuse to grant a  
13 request for an extension for the same reasons the board may revoke a license under  
14 AS 08.36.315. Permits and extensions of permits issued to a permittee under this  
15 section are not valid for more than 240 calendar days during any consecutive 24  
16 months.

17 (g) The board may extend a permit issued under this section for a period that  
18 exceeds the limit established in (f) of this section if the board determines that the  
19 extension is necessary to provide essential dental services and the board has received a

20 (1) clearance report from the National Practitioner Data Bank;  
21 (2) clearance report from the United States Drug Enforcement  
22 Administration; and

23 (3) completed application form and the fee required for licensure under  
24 this chapter.

25 (h) In this section, "incapacitated" means impaired by a health condition that  
26 renders a dentist unable to practice dentistry for more than 30 days.