

HOUSE BILL NO. 383

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIFTH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE COGHILL

Introduced: 2/19/08

Referred: House Special Committee on Military and Veterans' Affairs, Labor and Commerce

A BILL

FOR AN ACT ENTITLED

1 **"An Act establishing an exemption from the dentist licensing exam for certain persons."**

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

3 *** Section 1.** AS 08.36.234(a) is amended to read:

4 (a) The board shall provide for the licensing without examination, except as
5 provided in (2) of this subsection, of a dentist who

6 (1) provides certification to the board that the dentist

7 (A) is a graduate of a dental school accredited by the
8 Commission on Accreditation of the American Dental Association, or its
9 successor agency, and holds a certificate from the American Dental
10 Association Joint Commission on National Dental Examinations that the
11 dentist has passed the written examination given by the commission;

12 (B) has passed clinical and written examinations required for
13 licensure in another state, territory, or region of the United States and is
14 licensed to practice dentistry in a state, territory, or region of the United States;
15 the state, territory, or region in which the dentist is licensed must have

1 licensing requirements at least generally equivalent to those of this state at the
2 time of application; if the board does not consider the licensing requirements
3 of the other jurisdiction to be generally equivalent to those of this state at the
4 time of application because certain areas of subject matter were not included in
5 the other jurisdiction's examinations, the board may find compliance with the
6 requirements of this subparagraph if the dentist holds a specialty certification
7 in the omitted subject areas;

8 (C) is in good standing with the licensing entity in the
9 jurisdiction where the dentist is currently licensed and in all jurisdictions in
10 which the dentist was previously licensed while practicing in those
11 jurisdictions; if the dentist is employed by the federal government, the dentist
12 must be in good standing with the employing federal agency;

13 (D) has been engaged in either continuous active clinical
14 practice averaging at least 20 hours a week or a full-time supervisory
15 position in an agency of, or the armed forces of, the United States for each
16 of the five years immediately preceding the application

17 (i) in a jurisdiction in which the dentist was licensed
18 and in good standing; or

19 (ii) working for the federal government while in good
20 standing with the employing federal agency and after having been
21 licensed by a jurisdiction;

22 (E) is not the subject of an adverse decision based upon a
23 complaint, investigation, review procedure, or other disciplinary proceeding
24 within the five years immediately preceding application, or of an unresolved
25 complaint, investigation, review procedure, or other disciplinary proceeding,
26 undertaken by a state, territorial, local, or federal dental licensing jurisdiction
27 or a dental society;

28 (F) is not the subject of an unresolved or an adverse decision
29 based upon a complaint, investigation, review procedure, or other disciplinary
30 proceeding undertaken by a state, territorial, local, or federal dental licensing
31 jurisdiction, dental society, or law enforcement agency that relates to criminal

1 or fraudulent activity, dental malpractice, or negligent dental care and that
2 adversely reflects on the applicant's ability or competence to practice dentistry
3 or on the safety or well-being of patients;

4 (G) has not previously had a license to practice dentistry
5 suspended for grounds similar to those specified under AS 08.36.315, revoked,
6 or voluntarily surrendered;

7 (H) has completed at least 42 hours of continuing education
8 related to clinical dentistry in the three years preceding application for a
9 license in this state; the continuing education must have been approved by the
10 American Dental Association, the Academy of General Dentistry, or the
11 appropriate specialty board;

12 (I) has not, within the previous three years, failed the clinical
13 exam given by the Western Regional Examining Board;

14 (J) is not the subject of an adverse report from the National
15 Practitioner Data Bank or the American Association of Dental Examiners
16 Clearinghouse for Board Actions that relates to criminal or fraudulent activity,
17 negligent dental care, or malpractice;

18 (2) has passed, to the satisfaction of the board, a written examination
19 that pertains to the state's laws on the practice of dentistry; the board may not require a
20 higher passing score for applicants under this section than the board requires for
21 applicants under AS 08.36.110;

22 (3) is personally interviewed by the board for purposes of verifying
23 credentials;

24 (4) pays all required fees;

25 (5) provides the board with an affidavit that the dentist is not an
26 impaired practitioner;

27 (6) provides to the board an authorization for release of records in a
28 form prescribed by the board.