

*Original*

*Pub. House*

*W. McKinley*

1 IN THE HOUSE

BY MR. MCKINLEY

2 HOUSE BILL NO. 85

3 IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

4 TWENTY-FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act requiring the licensing of Dental  
7 Hygienists; providing for examinations;  
8 fixing fees; and prescribing penalties."

9 BE IT ENACTED BY THE LEGISLATURE OF THE TERRITORY OF ALASKA:

10 Section 1. WHO MAY BECOME DENTAL HYGIENISTS. Any person  
11 of good moral character being eighteen years of age or over and  
12 holding or having a diploma of graduation from an accredited  
13 high school which requires at least a four-year course of  
14 instruction, and likewise holding and having a diploma or proper  
15 certificate of graduation from an American training school for  
16 dental hygienists requiring at least a two-year course,  
17 accredited and recognized by the Board of Dental Examiners, may,  
18 upon written application made to and filed with the secretary of  
19 the Board at least thirty days prior to the date selected by the  
20 Board for the examination, be examined by such Board for  
21 qualification as a dental hygienist. A dental hygienist who is  
22 the holder of a certificate (in any one of the 48 States of the  
23 United States or the Territory of Hawaii and who has practiced  
24 his or her profession at least two years shall likewise be  
25 eligible to <sup>practice without</sup> ~~take said~~ examination.)

26 The application for examination shall be accompanied by the  
27 applicant's certificate of graduation as aforesaid, or, in lieu  
28 thereof, satisfactory proof that applicant was a certificated  
29 practicing hygienist in one of the 48 States of the United

1 States or the Territory of Hawaii for a period of at least two  
2 years, and at the time of filing the same such applicant shall  
3 pay to the Board an examination fee of \$10.00, which fee,  
4 together with all other fees or charges in this Act provided,  
5 shall be (held by the treasurer of the Board as a special fund to  
6 carry out the provisions hereof.)

7 One examination shall be held each year at the same time as  
8 the examination of dentists by the Dental Board. Such  
9 examinations shall be conducted in the English language and shall  
10 cover subjects considered essential by the Board for a dental  
11 hygienist and shall likewise include a practical examination on  
12 removal of deposits or stains from the exposed surfaces of the  
13 teeth.

14 If the applicant, in the opinion of the Board, successfully  
15 passes the examination, he or she shall be registered and receive  
16 a certificate of ability to practice as a dental hygienist in the  
17 Territory. Every registered dental hygienist shall, before  
18 entering practice, pay the Dental Board \$10.00 as a registration  
19 fee and secure from it an annual license to practice. Before  
20 May 1 in each year, every registered dental hygienist desiring  
21 to begin or continue to practice in the Territory of Alaska shall  
22 pay to the Board a fee of \$10.00 for the annual registration  
23 thereof. The failure, neglect, or refusal of any such duly  
24 licensed dental hygienist to pay such annual registration fee  
25 shall constitute a forfeiture of such license, but such license  
26 may be restored upon written application therefor and the payment  
27 to the Board of the sum of \$10.00.

28 It shall be the duty of every dental hygienist in the  
29 Territory to furnish the Board with information as to his place

1 of employment and the name of the dentist, dentists or  
2 institution by whom he is employed.

3 No person shall practice dental hygiene, either gratuitously  
4 or for pay, nor shall he offer or attempt so to practice nor  
5 shall he advertise or announce himself publicly or privately as  
6 prepared or qualified so to practice, without having such a  
7 license as in this section provided, nor shall any licensed  
8 dental hygienist practice except under the supervision of a  
9 licensed dentist as in this Act provided.

10 Section 2. TEMPORARY LICENSE. The Board may issue, without  
11 examination, to any person qualified as aforesaid to be examined,  
12 a temporary license to practice as a dental hygienist in the  
13 employ of the United States of America or the Territory of Alaska  
14 or any legally incorporated eleemosynary dispensary or infirmary,  
15 private school or welfare center. Such temporary license shall  
16 be in force only while such dental hygienist is in the employ of  
17 the United States of America or the Territory of Alaska, or  
18 legally incorporated eleemosynary dispensary or infirmary,  
19 private school or welfare center, and shall automatically be  
20 cancelled when such dental hygienist shall have been examined by  
21 the Board, and shall be subject to revocation by the Board at  
22 any time.

23 Section 3. EMPLOYMENT OF AND PRACTICE BY DENTAL HYGIENISTS.  
24 Any licensed dentist, legally incorporated eleemosynary dental  
25 dispensary or infirmary, private school or welfare center, the  
26 United States of America or the Territory of Alaska may employ  
27 licensed dental hygienists. A dental hygienist may clean teeth,  
28 performing only such operations on the teeth as are cleansing,  
29 and may use such mouth washes as are approved by the Board of  
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1 Dental Examiners, but shall not perform any repair work or the  
2 preparation thereof, or any other operation on the teeth or  
3 tissues of the mouth. He may operate in the office of any  
4 licensed dentist, or legally incorporated eleemosynary dental  
5 dispensary or infirmary, private school or welfare center, or in  
6 any building owned or occupied by the Territory, but only under  
7 the aforesaid employment and under the direct or general  
8 supervision of a licensed dentist.

9 Section 4. REVOCATION OF DENTIST'S LICENSE. The Board of  
10 Dental Examiners may revoke the license of any dentist who shall  
11 permit any dental hygienist employed by or working under his  
12 supervision to perform any dental operation other than that  
13 permitted under the provisions of this Act; provided, before any  
14 license shall be revoked, the holder thereof shall be notified  
15 in writing of the grounds for revocation and shall be given an  
16 opportunity to present evidence and be heard by the Board.

17 Section 5. VIOLATING PROVISIONS, PENALTY. Any person who  
18 shall violate any of the provisions of this Act or who shall fail  
19 to comply with any of the requirements or provisions of this  
20 Act, penalty for which is not otherwise provided, shall be guilty  
21 of a misdemeanor and upon conviction thereof be punished by a  
22 fine of not more than one hundred dollars. (Each day's violation  
23 or failure to comply with the provisions hereof shall be deemed  
24 a separate offense.)

25 Section 6. SUSPENSION OR REVOCATION OF LICENSE. The Board  
26 of Dental Examiners may, upon hearing, and after ten days notice,  
27 suspend or revoke, with power to reinstate, the license of any  
28 licensed dental hygienist who, in its opinion, has violated any  
29 of the provisions of this Act or who, in its opinion, is guilty

1 of professional misbehavior, or is not of good moral character.  
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