

Original

1 IN THE HOUSE

BY THE COMMITTEE ON PUBLIC
HEALTH, QUARANTINE AND MORALS
COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 85

2
3 IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

4 TWENTY-FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act pertaining to the qualifications
7 and requirements for practice of dental
8 hygienists, and amending Section 35-3-51
9 ACLA 1949."

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

11 Section 1. WHO MAY BECOME DENTAL HYGIENISTS. Any person
12 of good moral character being eighteen years of age or over and
13 holding or having a diploma of graduation from an accredited
14 high school, 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 and
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 from any school accredited by the
23 American Dental Association shall be qualified to practice in
24 Alaska upon registering with the Alaska Dental Board.

25 An application for qualification shall be accompanied by
26 the applicant's certificate of graduation as aforesaid, and at
27 the time of filing the same such applicant shall pay to the
28 Board a fee of \$10.00, which fee, together with all other fees
29 or charges in this Act provided shall be covered into the general

1 fund of the Territory of Alaska.

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

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

23 It shall be the duty of every dental hygienist in the
24 Territory to furnish the Board with information as to his place
25 of employment and the name of the dentist, dentists or
26 institution by whom he is employed.

27 No person shall practice dental hygiene, either gratuitously
28 or for pay, nor shall he offer or attempt so to practice nor
29 shall he advertise or announce himself publicly or privately as

1 prepared or qualified so to practice, without having such a
2 license as in this section provided, nor shall any licensed
3 dental hygienist practice except under the supervision of a
4 licensed dentist as in this Act provided.

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

18 Section 3. EMPLOYMENT OF AND PRACTICE BY DENTAL HYGIENISTS.
19 Any licensed dentist, legally incorporated eleemosynary dental
20 dispensary or infirmary, private school or welfare center, the
21 United States of America or the Territory of Alaska may employ
22 licensed dental hygienists. A dental hygienist may clean teeth,
23 performing only such operations on the teeth as are cleansing,
24 and may use such mouth washes as are approved by the Board of
25 Dental Examiners, but shall not perform any repair work or the
26 preparation thereof, or any other operation on the teeth or
27 tissues of the mouth. He may operate in the office of any
28 licensed dentist, or legally incorporated eleemosynary dental
29 dispensary or infirmary, private school or welfare center, or in

1 any building owned or occupied by the Territory, but only under
2 the aforesaid employment and under the direct or general
3 supervision of a licensed dentist.

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

12 Section 5. VIOLATING PROVISIONS, PENALTY. Any person who
13 shall violate any of the provisions of this Act or who shall fail
14 to comply with any of the requirements or provisions of this
15 Act, penalty for which is not otherwise provided, shall be guilty
16 of a misdemeanor and upon conviction thereof be punished by a
17 fine of not more than one hundred dollars.

18 Section 6. SUSPENSION OR REVOCATION OF LICENSE. The Board
19 of Dental Examiners may, upon hearing and ten days notice,
20 suspend or revoke, with power to reinstate, the license of any
21 licensed dental hygienist who, in its opinion, has violated any
22 of the provisions of this Act or who, in its opinion, is guilty
23 of professional misbehavior, or is not of good moral character.

24 Section 7. Section 35-3-51 ACLA 1949 is amended to read
25 as follows:

26 Section 35-3-51. PRACTICE OF DENTISTRY DEFINED:
27 PRESUMPTIONS AS TO PRACTICE. Excepting persons duly
28 licensed to practice medicine and surgery in the Territory
29 of Alaska, and dental hygienists duly registered and

1 licensed in Alaska who may practice their profession as
2 defined by law, any person shall be considered as practicing
3 dentistry within the meaning of this Act who shall for
4 salary, for fee, money or other compensation, paid to either
5 himself, an employer or any other person, directly or in-
6 directly perform or make any operation or treatment of the
7 human tooth or teeth, jaw or jaws, or of any disease or
8 lesion of the human tooth or teeth, jaw or jaws, or the
9 malposition thereof, or do any drilling or filling, remove
10 tartar from, clean or extract teeth or tooth, of any person.

11 Any persons who shall append the letters "D.D.S."
12 "D.M.D." or word "Dentist" to his name in any way for ad-
13 vertising, or upon any door or sign, shall be presumed to
14 practice dentistry and as such be subject to the provisions
15 of this Act.
16
17
18
19
20
21
22
23
24
25
26
27
28
29