

Introduced: 4/5/76
Referred: Health, Education &
Social Services and Judiciary

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2 HOUSE BILL NO. 894

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the practice of dentistry."

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 * Section 1. AS 08.36.010 is amended to read:

9 Sec. 08.36.010. CREATION AND MEMBERSHIP OF BOARD. There is
10 created the Board of Dental Examiners, referred to in this chapter as
11 the board, consisting of nine [FIVE] members. Five members [EACH
12 MEMBER] shall be [A CITIZEN OF THE UNITED STATES AND A] qualified resi-
13 dent dentists [DENTIST] who have [HAS] been engaged in the practice of
14 dentistry in the state for five years immediately preceding [HIS]
15 appointment; two members shall be persons with no direct financial
16 interest in the health care industry, and two members shall be dental
17 hygienists who are practicing in the state.

18 * Sec. 2. AS 08.36.020 is amended to read:

19 Sec. 08.36.020. APPOINTMENT AND TERM OF SERVICE OF MEMBERS. Mem-
20 bers of the board are appointed by the governor, subject to confirmation
21 by the legislature in joint session [ASSEMBLED]. Each board member
22 serves for a term of five years, and until his successor is appointed
23 and qualified except that the terms of the public members on the board
24 shall be staggered so that they do not expire at the same time. The
25 term begins on February 1. An appointment to a vacancy is for the un-
26 expired term. [APPOINTMENTS SHALL BE MADE FROM A LIST OF NAMES RECOM-
27 MENDED BY THE ALASKA DENTAL SOCIETY. THE LIST SHALL BE SUPPLIED AT
28 LEAST 30 DAYS BEFORE THE BEGINNING OF A TERM AND NOT MORE THAN 60 DAYS
29 AFTER THE OCCURRENCE OF A VACANCY. THE LIST SHALL CONTAIN AT LEAST TWO

1 RECOMMENDED NAMES FOR EACH APPOINTMENT. THE GOVERNOR SHALL MAKE THE
2 APPOINTMENT WITHIN 30 DAYS AFTER RECEIVING THE LIST.]

3 * Sec. 3. AS 08.36.070 is repealed and re-enacted to read:

4 Sec. 08.36.070. POWERS AND DUTIES OF BOARD. (a) The board shall

5 (1) examine and issue licenses to applicants; however, the
6 representatives of the public on the board may not participate in the
7 examination procedure;

8 (2) register licensed dentists in good standing;

9 (3) submit an annual report of its proceedings to the gover-
10 nor and to members of the Alaska Dental Society, containing a statement
11 of money received and disbursed;

12 (4) affiliate with the American Association of Dental Exami-
13 ners, and pay annual dues to the association;

14 (5) hold hearings, revoke, annul, or suspend the license of a
15 person who violates this chapter or the regulations of the board;

16 (6) supply forms for applications, licenses, permits, certi-
17 ficates, and other papers and records;

18 (7) review the qualifications of every dentist licensed in
19 the state found liable in a medical malpractice cause of action arising
20 out of performance of dental services.

21 (b) The board may

22 (1) adopt regulations necessary for carrying out the pro-
23 visions of this chapter;

24 (2) perform other acts necessary for carrying out the provi-
25 sions of this chapter.

26 * Sec. 4. AS 08.36 is amended by adding a new section to read:

27 Sec. 08.36.325. LIMITS OR CONDITIONS ON LICENSE. In addition to
28 action under sec. 320 of this chapter, upon a finding that by reason of
29 demonstrated problems of competence, experience, education, or health

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the authority to practice dentistry by a person licensed under this chapter should be limited or conditioned or the practitioner disciplined, the board may censure, place on probation, restrict practice by specialty, procedure, or facility, or require continuing education or retraining.

* Sec. 5. AS 08.36.310(13) and (14) are repealed.

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