

SENATE BILL NO. 161

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - SECOND SESSION

BY THE SENATE HEALTH AND SOCIAL SERVICES COMMITTEE BY REQUEST

Introduced: 1/26/18

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.