

Byron Mallott
Lieutenant Governor
State Capitol
Juneau, Alaska 99811
907.465.3520
WWW.LTG.OV.ALASKA.GOV




530 West 7th Ave, Suite 1700
Anchorage, Alaska 99501
907.269.7460
LIEUTENANT GOVERNOR @ ALASKA.GOV

OFFICE OF THE LIEUTENANT GOVERNOR
ALASKA

MEMORANDUM

TO: Sher Zinn
Department of Commerce, Community and Economic Development

FROM: April Simpson, Office of the Lieutenant Governor 
465.4081

DATE: August 27, 2018

RE: Filed Permanent Regulations: Board of Dental Examiners

Board of Dental Examiners regulations re: Continuing Education, License Requirements, Registration. (12 AAC 28.400, .940, .951, .953, and .965)

Attorney General File:	2018200599
Regulation Filed:	8/27/2018
Effective Date:	9/26/2018
Print:	227, October 2018

cc with enclosures: Linda Miller, Department of Law
Judy Herndon, LexisNexis

ORDER CERTIFYING THE CHANGES TO
REGULATIONS OF THE BOARD OF DENTAL EXAMINERS

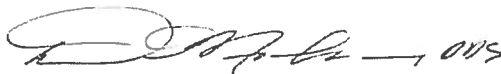
The attached five pages of regulations, dealing with continuing education requirements, licensure requirements, prescription drug monitoring program controlled substance prescription database registration, and inspection of dental radiological equipment, are hereby certified to be a correct copy of the regulation changes the Board of Dental Examiners adopted at its July 30, 2018 teleconference meeting, under the authority of AS 08.36.070, AS 08.36.075, AS 08.36.110, AS 08.36.234, AS 08.36.250, and AS 17.30.200, and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

On the record, in considering public comments, the Board of Dental Examiners paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes described in this order take effect on the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

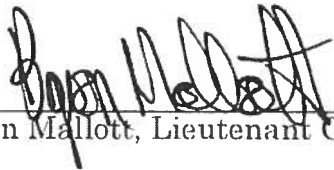
DATE: JULY 31, 2018
Anchorage, Alaska



Dr. David Nielson, DDS, Board Member
Board of Dental Examiners

FILING CERTIFICATION

I, Byron Mallott, Lieutenant Governor for the State of Alaska, certify that on August 27, 2018 at 1630 A.m.. I filed the attached regulations according to the provisions of AS 44.62.040 – 44.62.120.



Byron Mallott, Lieutenant Governor

Effective: September 26, 2018.

Register: 227 October 2018.

Chapter 28. Board of Dental Examiners.

12 AAC 28.400(a) is amended to read:

(a) Except as provided in 12 AAC 28.405(a), an applicant for renewal of a dentistry license shall submit evidence of continued professional competence by documenting

(1) completion of at least 32 contact hours of continuing education; [AND]

(2) cardiopulmonary resuscitation (CPR) certification, that meets the requirements of AS 08.36.070 and 12 AAC 28.920; and

(3) if the applicant holds a valid federal Drug Enforcement Administration registration number, verification that the applicant has completed no less than two hours of continuing education in pain management and opioid use and addiction during the concluding licensing period.

(Eff. 4/10/88, Register 106; am 2/18/93, Register 125; am 4/8/93, Register 126; am 5/29/98, Register 146; am 12/5/2009, Register 192; am 12/15/2013, Register 208; am 9/26/2018, Register 227)

Authority: AS 08.32.071 AS 08.36.070 AS 08.36.250

12 AAC 28.940(b)(8) is amended to read:

(8) a copy of the applicant's certificate of examination from the Western Regional Examining Board (WREB) showing that the applicant has passed the clinical examination conducted by WREB ^{before} ~~prior to~~ February 1, 2019 and within the five years immediately preceding the date of application; [OR]

(B) of examination from the Western Regional Examining Board (WREB) or equivalent showing that the applicant has passed the clinical

Register 227 October 2018 PROFESSIONAL REGULATIONS

on or after February 1, 2019.

examination; an applicant must have passed an examination under the subparagraph

examination conducted by WREB or equivalent within the five years immediately

preceding the date of application; ^{and} the examination must include the following

subject areas ^{and} their components or characteristics:

(i) standardization and calibration of the examiners and anonymity between candidates and grading examiners;

(ii) patient based periodontics testing;

(iii) constructive response testing that includes treatment planning;

(iv) endodontics testing, on a mannequin or live patient, to include access and obturation of an anterior tooth and access of a multi-canalled posterior tooth;

(v) prosthetics testing, on a mannequin or live patient, to include a crown prep or a bridge prep;

(vi) patient based operative examination that includes one class II posterior alloy and one composite procedure, either anterior class III or posterior class II; or

(C) showing successful completion of a two-year or more postgraduate training program approved by the Commission on Dental Accreditation of the American Dental Association, and evidence of having five years of continuous clinical practice with an average of 20 hours per week, immediately preceding the date of application; for purposes of the clinical practice requirements of this subparagraph, clinical practice may include dental school; and

((Publisher: Current 12 AAC 28.940(b)(8)(B) becomes (b)(8)(C).)))

Register 227, October 2018 PROFESSIONAL REGULATIONS

12 AAC 28.940(b) is amended by adding a new paragraph to read:

(10) if the applicant holds a valid federal Drug Enforcement Administration registration number, verification that the applicant has completed no less than two hours of education in pain management and opioid use and addiction within the two years prior to the date of application.

(Eff. 1/28/2000, Register 153; am 8/15/2001, Register 159; am 1/15/2003, Register 165; am 1/22/2004, Register 169; am 4/27/2007, Register 182; am 10/19/2008, Register 188; am 12/2/2012, Register 204; am 12/15/2013, Register 208; am 9/26/2018, Register 227)

Authority: AS 08.36.070 AS 08.36.110

12 AAC 28.951(b) is amended by adding a new paragraph to read:

(7) if the applicant holds a valid federal Drug Enforcement Administration registration number, verification that the applicant has completed [±]no less than two hours of education in pain management and opioid use and addiction within the two years prior to the date of application.

by adding a new paragraph
12 AAC 28.951(c) is amended to read:

(e) To determine whether the examination portion of the licensing requirements of another jurisdiction are generally equivalent to those of this state, the examinations for licensure in that jurisdiction must include at least six of the following subject areas and their components or characteristics:

(1) ~~periodontics; clinical abilities testing;~~

(2) ~~endodontics; clinical abilities testing;~~

((Publisher: No change to
12 AAC 28.915(e)(1) & (7).)))

(3) ~~amalgam; clinical abilities testing;~~ (((No change to 12 AAC 28.915(e)(1)-(7))

(4) cast gold; clinical abilities testing;

(5) prosthetics; written or clinical abilities testing;

(6) oral diagnosis; written or clinical abilities testing;

(7) ~~other restorative procedure; clinical abilities testing;~~

(8) standardization and calibration of examiners and anonymity between
candidates and grading examiners;

(9) constructive response testing.

12 AAC 28.951(f) is amended to read:

(f) If the licensing requirements of another jurisdiction are determined to not be generally equivalent to those of this state because a subject area specified in (e)(1) - (9) [(7)] of this section was not included in the other jurisdiction's licensing examination, the board will determine if the applicant meets the requirements for that subject area.

(Eff. 2/18/93, Register 125; am 2/4/94, Register 129; am 2/22/98, Register 145; am 1/28/2000, Register 153; am 8/15/2001, Register 159; am 1/22/2004, Register 169; am 5/5/2006, Register 178; am 10/19/2008, Register 188; am 12/15/2013, Register 208; am 3/11/2016, Register 217; am 9/16/2018, Register 227)

Authority: AS 08.36.070

AS 08.36.110

AS 08.36.234

12 AAC 28 is amended by adding a new section to read:

**12 AAC 28.953. Registration with the prescription drug monitoring program
controlled substance prescription database.** A dentist who holds a federal Drug Enforcement

Register 227, October 2018 PROFESSIONAL REGULATIONS

Administration (~~DEA~~) registration number must register and comply with the controlled substance prescription database under AS 17.30.200. (Eff. 9 / 26 / 2018, Register 227)

Authority: AS 08.36.070 AS 08.36.234 AS 17.30.200
AS 08.36.110

12 AAC 28.965(b)(1) is repealed:

(1) repealed 9 / 26 / 2018;

(Eff. 11/7/99, Register 152; am 4/18/2002, Register 162; am 5/5/2006, Register 178; am 3/11/2016, Register 217; am 9 / 26 / 2018, Register 227)

Authority: AS 08.36.070 AS 08.36.075