



THE STATE  
of **ALASKA**  
GOVERNOR MIKE DUNLEAVY

**Department of Commerce,  
Community,  
and Economic Development**

DIVISION OF CORPORATIONS, BUSINESS AND  
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**Notice of Proposed Changes to Occupational Licensing Fees for Professions  
Regulated by the Board of Dental Examiners**

**Proposed Regulations - FAQ**

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*September 2020*

**1. Why are new fees being proposed?**

By law, fees must be analyzed annually and set to approximately recover the cost of program operations. Alaska's professional licensing statutes (AS 08.01.065) require the Division of Corporations, Business and Professional Licensing (CBPL) to "annually review each fee level to determine whether the regulatory costs of each occupation are approximately equal to fee collections related to that occupation." Alaska's licensing fee statutes go on to say, "If the review indicates that an occupation's fee collections and regulatory costs are not approximately equal, the department shall calculate fee adjustments and adopt regulations ... to implement the adjustments."

The division conducted a thorough fee analysis and proposes an increase in the licensing fees for dentists and dental hygienists to stabilize the program and to more closely align with AS 08.01.065.

If licensing fees are not increased, the projected *deficit* for FY2020/2021 will be -\$228,125.

There is a Schedule of Revenues and Expenditures at the end of this FAQ showing a summary for the FY14/15 to the FY18/19 bienniums, and the first 3 quarters of FY 2020.

**2. What are the proposed fees?**

The fees proposed will be an increase in the initial biennial license and the renewal of the biennial license for dentists and hygienists, temporary and courtesy licenses, local anesthetic permits, nitrous oxide permits, restorative function endorsements, and sedation permits for dentists. In addition to proposed license and permit fee increases, the fees for submitting and resubmitting continuing education courses for approval are also proposed to be increased. The proposed new fees are in bold and underlined in the following draft regulations.

(Words in **boldface and underlined** indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted.

**12 AAC 02.190. Board of Dental Examiners.** (a) The following fees for dental hygienists are established:

- (1) nonrefundable application fee for
  - (A) initial license, **\$200** [\$100];
  - (B) courtesy license, **\$100** [\$50];
  - (C) initial restorative function endorsement, **\$150** [\$100];
  - (D) local anesthetic permit, **\$150** [\$100];
  - (E) nitrous oxide certification, **\$150** [\$100];
- (2) repealed 12/13/2014;
- (3) license fee for all or part of the initial biennial license period, **\$300** [\$200];
- (4) biennial license renewal fee, **\$300** [\$200];
- (5) local anesthetic permit, **\$150** [\$100];
- (6) credential review fee, **\$120** [\$110];
- (7) repealed 2/21/2019;
- (8) courtesy license fee, **\$100** [\$50]
- (9) restorative function endorsement fee, for all or part of the initial endorsement period, **\$100** [\$60];
- (10) restorative function endorsement renewal fee, **\$100** [\$60];
- (11) nitrous oxide certification one-time fee, **\$150** [\$100].

(b) The following fees for dentists are established:

- (1) nonrefundable application fee for
  - (A) initial license by examination, **\$800** [\$600];
  - (B) repealed 12/13/2014;
  - (C) courtesy license, **\$200** [\$50];
  - (D) repealed 12/13/2014;
  - (E) deep sedation, moderate sedation, minimal sedation, or general anesthetic permit, **\$150** [\$100];
  - (F) temporary permit, **\$80** [\$50];
- (2) nonrefundable application and review fee for license by credentials, \$1,000;
- (3) repealed 12/13/2014;
- (4) license fee for all or part of the initial biennial license period, **\$850** [\$450];
- (5) repealed 12/13/2014;
- (6) biennial license renewal fee, **\$850** [\$450];
- (7) repealed 12/13/2014;
- (8) repealed 12/13/2014;
- (9) deep sedation, moderate sedation, or minimal sedation permit fee for all or part of the initial biennial permit period, \$1,000;
- (10) biennial deep sedation, moderate sedation, or minimal sedation, permit renewal fee, **\$500** [\$350];
- (11) repealed 12/13/2014;
- (12) general anesthetic permit fee for all or part of the initial biennial permit period, \$1,000;
- (13) biennial general anesthetic permit renewal fee, **\$500** [\$350];
- (14) courtesy license fee, **\$100** [\$50];
- (15) temporary permit fee, **\$212.50** [\$112.50];
- (16) temporary permit extension fee, **\$80** [\$50].

(c) The following fees are established for submission of dental and dental hygiene continuing education courses for approval under 12 AAC 28.410:

- (1) initial continuing education course submittal fee, **\$200** [\$50];
- (2) continuing education course resubmittal fee, **\$200** [\$50].

### **3. How are the estimated costs determined?**

AS 08.01.065 requires *all costs* of regulating the profession to be borne by its licensees. The proposed fees are based on known and anticipated costs.

### **4. What do licensing fees pay for?**

The agency must create, publish, and manage licensing application forms and fees, which entail adherence to the state's recordkeeping, security, payment, and refund policies and procedures.

- Requirement of licensees to meet professional fitness standards, which are evaluated by the license examiner and referred to the agency's investigative unit if necessary for further review.
- Enforcement of disciplinary sanctions available to the agency if a licensee violates the state licensing statutes or regulations or an individual practices the profession without a license. Because state law requires all costs of a licensing program to be borne by the licensees of that program (AS 08.01.065), any investigative, attorney, or appeal expenses of the state will be recovered in the licensing fee.

### **5. When will the new fees be effective?**

After the public comment deadline, comments received are compiled and given to the Division Director for consideration. The Division Director may adopt the regulation as written/publicly noticed, may amend and adopt them, or choose to take no action, or may withdraw the proposed regulations in part or in its whole. After Department action, the adopted regulations goes to Department of Law (DOL) for final review/approval. DOL either approves or disapproves regulations. Once approved by DOL, it goes to the Lt. Governor for filing. Regulation takes effect on the 30th day after they have been filed by the Lt. Governor.

Do you have a question that is not answered here? Please email [RegulationsAndPublicComment@alaska.gov](mailto:RegulationsAndPublicComment@alaska.gov) so it can be added.

Department of Commerce Community, and Economic Development  
Corporations, Business and Professional Licensing

Summary of All Professional Licensing  
Schedule of Revenues and Expenditures

Board of Dental Examiners	FY 14	FY 15	Biennium	FY 16	FY 17	Biennium	FY 18	FY 19	Biennium	FY 20 1st - 3rd QTR
<b>Revenue</b>										
Revenue from License Fees	\$ 75,095	\$ 479,846	\$ 554,941	\$ 103,201	\$ 686,060	\$ 789,261	\$ 179,011	\$ 636,660	\$ 815,671	\$ 63,610
Allowable Third Party Reimbursements	-	-	-	-	-	-	-	127	127	-
<b>TOTAL REVENUE</b>	<b>\$ 75,095</b>	<b>\$ 479,846</b>	<b>\$ 554,941</b>	<b>\$ 103,201</b>	<b>\$ 686,060</b>	<b>\$ 789,261</b>	<b>\$ 179,011</b>	<b>\$ 636,787</b>	<b>\$ 815,798</b>	<b>\$ 63,610</b>
<b>Expenditures</b>										
Non Investigation Expenditures										
1000 - Personal Services	61,692	76,334	138,026	95,580	68,010	163,590	113,144	117,120	230,264	68,294
2000 - Travel	12,796	14,040	26,836	8,138	5,286	13,424	9,189	5,862	15,051	2,232
3000 - Services	7,534	21,614	29,148	16,955	27,740	44,695	26,606	62,283	88,889	9,190
4000 - Commodities	525	1,102	1,627	427	846	1,273	493	309	802	595
5000 - Capital Outlay	-	-	-	-	-	-	-	-	-	-
Total Non-Investigation Expenditures	82,547	113,090	195,637	121,100	101,882	222,982	149,432	185,574	335,006	80,311
Investigation Expenditures										
1000-Personal Services	92,394	40,575	132,969	36,948	99,335	136,283	51,494	115,538	167,032	83,971
2000 - Travel										
3023 - Expert Witness	15,637	-	15,637	-	14,800	14,800	14,800	-	14,800	-
3088 - Inter-Agency Legal	81,128	29,978	111,106	536	15,896	16,432	8,011	29,796	37,807	31,270
3094 - Inter-Agency Hearing/Mediation	1,619	3,845	5,464	-	2,976	2,976	1,264	563	1,827	2,105
3000 - Services other								579	579	98
4000 - Commodities								-	-	-
Total Investigation Expenditures	190,778	74,398	265,176	37,484	133,007	170,491	75,569	146,476	222,045	117,444
<b>Total Direct Expenditures</b>	<b>273,325</b>	<b>187,488</b>	<b>460,813</b>	<b>158,584</b>	<b>234,889</b>	<b>393,473</b>	<b>225,001</b>	<b>332,050</b>	<b>557,051</b>	<b>197,755</b>
Indirect Expenditures										
Internal Administrative Costs	61,643	43,586	105,229	64,849	112,465	177,314	113,011	129,737	242,748	97,303
Departmental Costs	28,056	29,915	57,971	27,858	58,120	85,978	57,385	72,191	129,576	54,143
Statewide Costs	18,528	16,586	35,114	9,544	16,002	25,546	18,400	24,144	42,544	18,108
<b>Total Indirect Expenditures</b>	<b>108,227</b>	<b>90,087</b>	<b>198,314</b>	<b>102,251</b>	<b>186,587</b>	<b>288,838</b>	<b>188,796</b>	<b>226,072</b>	<b>414,868</b>	<b>169,554</b>
<b>TOTAL EXPENDITURES</b>	<b>\$ 381,552</b>	<b>\$ 277,575</b>	<b>\$ 659,127</b>	<b>\$ 260,835</b>	<b>\$ 421,476</b>	<b>\$ 682,311</b>	<b>\$ 413,797</b>	<b>\$ 558,122</b>	<b>\$ 971,919</b>	<b>\$ 367,309</b>
<b>Cumulative Surplus (Deficit)</b>										
Beginning Cumulative Surplus (Deficit)	\$ 180,038	\$ (126,419)		\$ 75,852	\$ (81,782)		\$ 182,802	\$ (51,984)		\$ 26,681
Annual Increase/(Decrease)	(306,457)	202,271		(157,634)	264,584		(234,786)	78,665		(303,699)
Ending Cumulative Surplus (Deficit)	\$ (126,419)	\$ 75,852		\$ (81,782)	\$ 182,802		\$ (51,984)	\$ 26,681		\$ (277,018)
										*
<b>Statistical Information</b>										
Number of Licensees	2,314	2,448		2,461	4,774		5,144	5,350		-
<b>Additional information:</b>										
• Fee analysis required if the cumulative is less than zero; fee analysis recommended when the cumulative is less than current year expenditures; no fee increases needed if cumulative is over the current year expenses *										
• Most recent fee change: Fee increase FY17										
• Annual license fee analysis will include consideration of other factors such as board and licensee input, potential investigation load, court cases, multiple license and fee types under one program, and program changes per AS 08.01.065.										

Department of Commerce Community, and Economic Development  
Corporations, Business and Professional Licensing

Summary of All Professional Licensing  
Schedule of Revenues and Expenditures

Appropriation	(All)
AL Sub Unit	(All)
PL Task Code	DEN1

Sum of Expenditures	Object Type Name (Ex)				
Object Name (Ex)	1000 - Personal Services	2000 - Travel	3000 - Services	4000 - Commodities	Grand Total
1011 - Regular Compensation	77,621.18				77,621.18
1014 - Overtime	84.44				84.44
1023 - Leave Taken	16,476.73				16,476.73
1028 - Alaska Supplemental Benefit	5,783.64				5,783.64
1029 - Public Employee's Retirement System Defined Benefits	11,747.00				11,747.00
1030 - Public Employee's Retirement System Defined Contribution	2,145.54				2,145.54
1034 - Public Employee's Retirement System Defined Cont Health Reim	1,656.84				1,656.84
1035 - Public Employee's Retirement Sys Defined Cont Retiree Medical	538.54				538.54
1037 - Public Employee's Retirement Sys Defined Benefit Unfnd Liab	4,634.56				4,634.56
1039 - Unemployment Insurance	312.01				312.01
1040 - Group Health Insurance	25,388.80				25,388.80
1041 - Basic Life and Travel	36.50				36.50
1042 - Worker's Compensation Insurance	849.71				849.71
1047 - Leave Cash In Employer Charge	2,082.09				2,082.09
1048 - Terminal Leave Employer Charge	1,244.03				1,244.03
1053 - Medicare Tax	1,317.24				1,317.24
1062 - GGU Business Leave Bank Contributions	204.49				204.49
1063 - GGU Business Leave Bank Usage	-				-
1069 - SU Business Leave Bank Contributions	43.17				43.17
1077 - ASEA Legal Trust	125.51				125.51
1079 - ASEA Injury Leave Usage	16.67				16.67
1080 - SU Legal Trst	29.87				29.87
1970 - Personal Services Transfer	(86.10)				(86.10)
2000 - In-State Employee Airfare			343.78		343.78
2001 - In-State Employee Surface Transportation			19.50		19.50
2002 - In-State Employee Lodging			229.00		229.00
2003 - In-State Employee Meals and Incidentals			90.00		90.00
2005 - In-State Non-Employee Airfare			497.44		497.44
2007 - In-State Non-Employee Lodging			687.00		687.00
2008 - In-State Non-Employee Meals and Incidentals			240.00		240.00
2009 - In-State Non-Employee Taxable Per Diem			125.00		125.00
3002 - Memberships			5,385.00		5,385.00
3044 - Courier			25.39		25.39
3045 - Postage			99.90		99.90
3046 - Advertising			847.46		847.46
3069 - Commission Sales			25.50		25.50
3085 - Inter-Agency Mail			536.90		536.90
3088 - Inter-Agency Legal			33,638.05		33,638.05
3094 - Inter-Agency Hearing/Mediation			2,104.90		2,104.90
4002 - Business Supplies				254.95	254.95
4005 - Subscriptions				340.00	340.00
1016 - Other Premium Pay	11.34				11.34
<b>Grand Total</b>	<b>152,263.80</b>	<b>2,231.72</b>	<b>42,663.10</b>	<b>594.95</b>	<b>197,753.57</b>