



GOV. MSG. NO. 649

EXECUTIVE CHAMBERS  
HONOLULU

LINDA LINGLE  
GOVERNOR

April 30, 2009

The Honorable Colleen Hanabusa, President  
and Members of the Senate  
Twenty-Fifth State Legislature  
State Capitol, Room 409  
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on April 30, 2009, the following bill was signed into law:

SB933 SD2 HD2

A BILL FOR AN ACT  
RELATING TO TEMPORARY LICENSURE OF  
DENTISTS.

**ACT 036 (09)**

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Lingle".

LINDA LINGLE

# A BILL FOR AN ACT

RELATING TO TEMPORARY LICENSURE OF DENTISTS.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 448-9.6, Hawaii Revised Statutes, is  
2 amended as follows:

3           1. By amending subsection (a) to read:

4           "(a) The board of dental examiners may issue, without  
5 examination, a community service license to practice dentistry  
6 in the employment of the department of health, a federally  
7 qualified health center, Native Hawaiian health systems center,  
8 or post-secondary dental auxiliary training program accredited  
9 by the American Dental Association Commission on Dental  
10 Accreditation. Community service licensees under this section  
11 shall abide by the requirements and conditions placed upon those  
12 fully licensed under this chapter.

13           Eligible candidates shall:

14           (1) Provide copies of documentation and credentials that  
15 include but are not limited to:

16           (A) A diploma or certificate of graduation from a  
17 dental college accredited by the American Dental



1 Association Commission on Dental Accreditation,  
2 recognized and approved by the board; and

3 (B) Either of the following:

4 (i) A certificate or other evidence satisfactory  
5 to the board of having passed part II of the  
6 National Board Dental Examination within  
7 five years of the date of request; or

8 (ii) Evidence of active practice of clinical  
9 dentistry of not less than one thousand  
10 hours per year for the three years  
11 immediately prior to the date of request;

12 (2) Provide a copy of an active, unrestricted dental  
13 practice license from another state;

14 (3) Disclose to the board of dental examiners all previous  
15 and pending legal or regulatory action relating to  
16 claims of malpractice, or personal or professional  
17 misconduct; and

18 (4) Pay applicable registration fees, which shall be one  
19 half of the prevailing biennial registration fee for  
20 dentistry.



1 No person who after July 2, 2004, has failed to pass the license  
2 examination administered under this chapter shall have the  
3 benefit of a community service dental license."

4 2. By amending subsection (e) to read:

5 "(e) Commissioned officers of the United States Army, the  
6 United States Navy, the United States Air Force, the United  
7 States Public Health Service, or the United States Veterans  
8 Administration practicing in the department of health, a  
9 federally qualified health center, or Native Hawaiian health  
10 systems center shall qualify for a community service license to  
11 practice dentistry, which may be issued for the term of the  
12 officer's federal duty assignment. Officers shall provide to  
13 the board of dental examiners:

- 14 (1) A copy of an active, unrestricted dental practice  
15 license from another state; and
- 16 (2) A copy of documentation reflecting official duty  
17 assignment to a qualifying community service dental  
18 license site."

19 SECTION 2. Section 448-12, Hawaii Revised Statutes, is  
20 amended to read as follows:

21 "§448-12 Temporary license. [~~a~~] The board of dental  
22 examiners may issue without examination to any resident or



1 nonresident otherwise qualified to be examined a temporary  
2 license to practice dentistry in the employment of or while  
3 under contract with the State or any county, or any legally  
4 incorporated eleemosynary dispensary or infirmary, private  
5 school, or welfare center. The temporary license shall  
6 authorize the person to whom the license is issued to practice  
7 dentistry exclusively while engaged in that employment or  
8 contracted by the department of health to conduct dental  
9 education and training, and shall be in force until the earliest  
10 of the following occurs:

- 11 (1) The date the person leaves the employment authorized  
12 under the temporary license;
- 13 (2) The three hundred ninety-sixth calendar day following  
14 the date of issuance of the temporary license;
- 15 (3) The date on which the results of the licensure  
16 examination taken by the person under this chapter are  
17 posted by the board; or
- 18 (4) The date on which the board revokes the temporary  
19 license;

20 provided that the board may revoke the temporary license at any  
21 time for cause.

1 No person who has failed an examination shall have the  
2 benefit of any temporary license.

3 ~~[(b) The board of dental examiners may issue without~~  
4 ~~examination to any resident or nonresident licensed in another~~  
5 ~~state and otherwise qualified to be examined a temporary license~~  
6 ~~to practice dentistry while in the employment of the department~~  
7 ~~of health to provide dental services to Hansen's disease~~  
8 ~~sufferers. The temporary license shall be valid for a period of~~  
9 ~~three years or until the first board examination after the~~  
10 ~~conclusion of the three year period and only while the person to~~  
11 ~~whom the temporary license is issued is in the employment of the~~  
12 ~~department of health and works under the general direction and~~  
13 ~~supervision of a duly licensed dentist. The temporary license~~  
14 ~~shall not be renewed and shall be reviewed annually by the board~~  
15 ~~of dental examiners for continuance and shall be subject to~~  
16 ~~revocation and suspension as provided in section 448 17. The~~  
17 ~~temporary licensee shall not be eligible for examination by the~~  
18 ~~board of dental examiners while the temporary license is in~~  
19 ~~effect.] "~~

20 SECTION 3. Statutory material to be repealed is bracketed  
21 and stricken. New statutory material is underscored.

22 SECTION 4. This Act shall take effect upon its approval.



S.B. NO. 933  
S.D. 2  
H.D. 2

APPROVED this 30 day of APR, 2009



GOVERNOR OF THE STATE OF HAWAII