

ACT 100

S.B. NO. 162

A Bill for an Act Relating to Dentistry Licenses.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 447-1.5, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

“(a) The board of dentistry may issue, without examination, a community service license to practice dental hygiene in the employment of a federally qualified health center, Native Hawaiian health ~~[care system,]~~ center, community health center, rural health clinic, mobile dental outreach program, or post-secondary dental auxiliary training program accredited by the American Dental Association Commission on Dental Accreditation. Community service licensees under this section shall abide by the requirements and conditions placed upon those fully licensed under this chapter.

Eligible candidates shall:

- (1) Provide copies of documentation and credentials that include but are not limited to:
 - (A) A diploma or certificate of graduation from a dental hygiene college accredited by or that has a reciprocal agreement with the American Dental Association Commission on Dental Accreditation, recognized and approved by the board; and
 - (B) Either of the following:
 - (i) A certificate or other evidence satisfactory to the board of having passed the examination of the National Board Dental Hygiene Examination[;] within five years of the date of request; or
 - (ii) Evidence of active clinical dental hygiene practice of not less than one thousand hours per year for the three years immediately prior to the date of request;
- (2) Provide a copy of an active, unrestricted dental hygiene practice license from another state;
- (3) Disclose to the board of dentistry all previous and pending legal or regulatory action relating to claims of malpractice, or personal[;] or professional misconduct; and
- (4) Pay applicable registration fees, which shall be one half of the prevailing biennial registration fee for dental hygienists.

No person who, after July 2, 2004, has failed to pass the license examination administered under this chapter may be issued a community service ~~[dental hygiene]~~ license.”

SECTION 2. Section 448-9, Hawaii Revised Statutes, is amended to read as follows:

“§448-9 Application for licensure. Any person of eighteen years or more shall be eligible for licensure upon submission of:

- (1) An application to the executive officer of the board not later than forty-five days prior to the date of the scheduled examination;
- (2) Application and examination fees; and
- (3) Documentation and credentials that shall include but are not limited to the following:
 - (A) A diploma or certificate of graduation from a dental college accredited by the American Dental Association Commission on Dental Accreditation, recognized and approved by the board; and
 - (B) A certificate or other evidence satisfactory to the board of having passed parts I and II of the National Board Dental Examination[-] or the Integrated National Board Dental Examination.”

SECTION 3. Section 448-9.6, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

“(a) The board [~~of dentistry~~] may issue, without examination, a community service license to practice dentistry in the employment of the department of health, a federally qualified health center, Native Hawaiian health [~~systems~~] center, community health center, rural health clinic, mobile dental outreach program, or post-secondary dental auxiliary training program accredited by the American Dental Association Commission on Dental Accreditation. Community service licensees under this section shall abide by the requirements and conditions placed upon those fully licensed under this chapter.

Eligible candidates shall:

- (1) Provide copies of documentation and credentials that include but are not limited to:
 - (A) A diploma or certificate of graduation from a dental college accredited by or that has a reciprocal agreement with the American Dental Association Commission on Dental Accreditation, recognized and approved by the board; and
 - (B) Either of the following:
 - (i) A certificate or other evidence satisfactory to the board of having passed part II of the National Board Dental Examination or the Integrated National Board Dental Examination within five years of the date of request; or
 - (ii) Evidence of active practice of clinical dentistry of not less than one thousand hours per year for the three years immediately prior to the date of request;
- (2) Provide a copy of an active, unrestricted dental practice license from another state;
- (3) Disclose to the board [~~of dentistry~~] all previous and pending legal or regulatory action relating to claims of malpractice, or personal or professional misconduct; and
- (4) Pay applicable registration fees, which shall be one half of the prevailing biennial registration fee for [~~dentistry~~] dentists.

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

SECTION 4. Section 448-12, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

“(b) The board ~~[of dentistry]~~ may issue a temporary license without examination to any person ~~[otherwise]~~ who is:

- (1) Otherwise qualified to be examined~~[, who is enrolled]~~, except as allowed under paragraph (3);
- (2) Enrolled in a post-doctoral residency program that is accredited and recognized by the American Dental Association Commission on Dental Accreditation~~[-]; and~~
- (3) A graduate from a dental college accredited by, or that has a reciprocal agreement with, the American Dental Association Commission on Dental Accreditation that is recognized and approved by the board.

The temporary license shall authorize the person to whom the license is issued to practice dentistry exclusively under the auspices of the dental residency program and shall be in force until the earliest of the following occurs:

- [(1) ~~The~~ the date the person completes or leaves the residency program~~[-]~~ or
 - [(2) ~~The~~ the date on which the board revokes the temporary license;
- provided that the board may revoke the temporary license at any time for cause.”

SECTION 5. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 6. This Act shall take effect upon its approval.

(Approved June 22, 2023.)