

By the Committee on Health Policy

588-01080-14

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1 A bill to be entitled
2 An act relating to health access dental licenses;
3 amending ss. 466.0067 and 466.00671, F.S.; deleting
4 the requirement that a license applicant or renewing
5 licensee not have been reported to the National
6 Practitioner Data Bank; authorizing the Board of
7 Dentistry to deny licensure to an applicant or
8 renewing licensee who has committed or is under
9 investigation or prosecution for certain violations;
10 amending s. 466.00673, F.S.; extending the future
11 repeal of provisions authorizing the health access
12 dental license; providing an effective date.

13
14 Be It Enacted by the Legislature of the State of Florida:

15
16 Section 1. Section 466.0067, Florida Statutes, is amended
17 to read:

18 466.0067 ~~Application for~~ Health access dental license
19 application.—The Legislature finds that there is an important
20 state interest in attracting dentists to ~~practice in~~ underserved
21 health access settings in this state and ~~further,~~ that allowing
22 out-of-state dentists who meet certain criteria to practice in
23 health access settings without the supervision of a dentist
24 licensed in this state is substantially related to achieving
25 this important state interest. ~~Therefore,~~

26 (1) Notwithstanding the requirements of s. 466.006, the
27 board shall grant a health access dental license to an applicant
28 seeking to practice dentistry in this state in health access
29 settings who meets all of the following requirements ~~as defined~~

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30 in ~~s. 466.003~~ to an applicant that:

31 (a) ~~(1)~~ Files an ~~appropriate~~ application approved by the
32 board.†

33 (b) ~~(2)~~ Pays an application license fee for a health access
34 dental license, a laws-and-rule exam fee, and an initial
35 licensure fee as specified under. ~~The fees specified in this~~
36 ~~subsection may not differ from an applicant seeking licensure~~
37 ~~pursuant to s. 466.006.~~†

38 (c) ~~(3)~~ Has not been convicted of or pled nolo contendere
39 to, regardless of adjudication, any felony or misdemeanor
40 related to the practice of a health care profession.†

41 (d) ~~(4)~~ Submits proof of graduation from a dental school
42 accredited by the Commission on Dental Accreditation of the
43 American Dental Association or its successor agency.†

44 (e) ~~(5)~~ Submits documentation that she or he has completed,
45 or will obtain prior to licensure, continuing education
46 equivalent to this state's requirement for dentists licensed
47 under s. 466.006 for the last full reporting biennium before
48 applying for a health access dental license.†

49 (f) ~~(6)~~ Submits proof of her or his successful completion of
50 parts I and II of the dental examination of ~~by~~ the National
51 Board of Dental Examiners and a state or regional clinical
52 dental licensing examination that the board has determined
53 effectively measures the applicant's ability to practice
54 safely.†

55 (g) ~~(7)~~ Currently holds a valid, active, dental license in
56 good standing which has not been revoked, suspended, restricted,
57 or otherwise disciplined from another of the United States, the
58 District of Columbia, or a United States territory.†

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59 (h)~~(8)~~ Has never had a license revoked from another of the
60 United States, the District of Columbia, or a United States
61 territory.~~;~~

62 (i)~~(9)~~ Has never failed the examination specified in s.
63 466.006, unless the applicant was reexamined pursuant to s.
64 466.006 and received a license to practice dentistry in this
65 state.~~;~~

66 ~~(10) Has not been reported to the National Practitioner
67 Data Bank, unless the applicant successfully appealed to have
68 his or her name removed from the data bank;~~

69 (j)~~(11)~~ Submits proof that he or she has been engaged in
70 the active, clinical practice of dentistry providing direct
71 patient care for 5 years immediately preceding the date of
72 application, or if in instances when the applicant ~~has~~ graduated
73 from an accredited dental school within the preceding 5 years,
74 submits proof of continuous clinical practice providing direct
75 patient care since graduation.~~;~~ and

76 (k)~~(12)~~ Has passed an examination covering the laws and
77 rules of the practice of dentistry in this state as described in
78 s. 466.006(4)(a).

79 (2) The board may deny a health access dental license to an
80 applicant who has committed, or is under investigation or
81 prosecution for, an act that would constitute a basis for
82 discipline pursuant to chapter 456 or this chapter.

83 Section 2. Section 466.00671, Florida Statutes, is amended
84 to read:

85 466.00671 ~~Renewal of the~~ Health access dental license
86 renewal.-

87 (1) A health access dental licensee shall apply for renewal

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88 each biennium. At the time of renewal, the licensee shall sign a
89 statement that she or he has complied with all continuing
90 education requirements of an active dentist licensee. The board
91 shall renew a health access dental license for an applicant who
92 meets all of the following requirements ~~that~~:

93 (a) Submits documentation, as approved by the board, from
94 the employer in the health access setting that the licensee has
95 at all times pertinent remained an employee. ~~†~~

96 (b) Has not been convicted of or pled nolo contendere to,
97 regardless of adjudication, any felony or misdemeanor related to
98 the practice of a health care profession. ~~†~~

99 (c) Has paid a renewal fee identical to the fee set by the
100 board under. ~~The fee specified herein may not differ from the~~
101 ~~renewal fee adopted by the board pursuant to s. 466.013. The~~
102 department may provide payment for these fees through the
103 dentist's salary, benefits, or other department funds. ~~†~~

104 (d) Has not failed the examination specified in s. 466.006
105 since initially receiving a health access dental license or
106 since the last renewal. ~~†~~ ~~and~~

107 ~~(e) Has not been reported to the National Practitioner Data~~
108 ~~Bank, unless the applicant successfully appealed to have his or~~
109 ~~her name removed from the data bank.~~

110 (2) The board may ~~undertake measures to~~ independently
111 verify the health access dental licensee's ongoing employment
112 status in the health access setting.

113 (3) The board may deny health access dental licensure
114 renewal to an applicant who has committed, or is under
115 investigation or prosecution for, an act that would constitute a
116 basis for discipline pursuant to chapter 456 or this chapter.

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117 Section 3. Section 466.00673, Florida Statutes, is amended
118 to read

119 466.00673 Repeal of a health access dental license.—
120 Effective January 1, 2020 ~~2015~~, ss. 466.0067-466.00673 are
121 repealed unless reenacted by the Legislature. Any health access
122 dental license issued before January 1, 2020 ~~2015~~, shall remain
123 valid according to ss. 466.0067-466.00673, without effect from
124 repeal.

125 Section 4. This act shall take effect July 1, 2014.