

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE BILL 332

44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

INTRODUCED BY

Jose R. Abeyta

FOR THE LEGISLATIVE HEALTH AND HUMAN SERVICES COMMITTEE

AN ACT

RELATING TO DENTISTRY; PERMITTING THE LICENSING OF DENTISTS BY CREDENTIAL.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 61-5A-12 NMSA 1978 (being Laws 1994, Chapter 55, Section 12) is amended to read:

"61-5A-12. DENTISTS--REQUIREMENTS FOR LICENSURE--
SPECIALTY LICENSE. --

A. All applicants for licensure as a dentist
[~~must~~] shall have graduated and received a diploma from an
accredited dental college or school of dentistry of a
university that is accredited by the American dental
association commission on dental accreditation and have passed
the written portion of the dental examination administered by
the joint commission on national dental examinations of the

underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 American dental association or, if the test is not available,
2 [~~then~~] another written examination determined by the board.

3 B. Applicants for general dentistry licensure by
4 examination shall be required, in addition to the requirements
5 set forth in Subsection A of this section, to pass a test
6 covering the laws and regulations for the practice of
7 dentistry in New Mexico. Written examinations shall be
8 supplemented by the board or its agents administering to each
9 applicant a practical or clinical examination that reasonably
10 tests the applicant's qualifications to practice general
11 dentistry. Upon an applicant [~~successfully~~] passing the
12 written and clinical examinations and payment in advance of
13 the necessary fees, the board shall issue a license to
14 practice dentistry.

15 C. The board [~~may~~] shall issue a general dentistry
16 license by credentials without a practical or clinical
17 examination to an applicant who has had a uniform service
18 practice in the United States military or public health
19 service for three years immediately preceding the application
20 or who is duly licensed by examination as a dentist under the
21 laws of another state or territory of the United States;
22 provided there are no proceedings pending against the
23 applicant's license and the license is in good standing under
24 that jurisdiction or authority. The applicant [~~must~~] shall
25 otherwise meet the [~~same~~] requirements [~~necessary to sit for~~

underscored material = new
[bracketed material] = delete

1 ~~such examination by the board or its examining agents along~~
2 ~~with other qualifications as deemed necessary by regulation of~~
3 ~~the board]~~ of the Dental Health Care Act, including
4 [appropriate fees] payment of a fee of no more than five
5 hundred dollars (\$500) and passing an examination covering the
6 laws and [regulations] rules of the practice of dentistry in
7 New Mexico.

8 D. The board may issue a general dentistry license
9 by credentials to an applicant who has maintained a uniform
10 service practice in the United States military or public
11 health service for three years immediately preceding the
12 application, or who is duly licensed by examination as a
13 dentist under the laws of another state or territory of the
14 United States; provided the license is in good standing under
15 that jurisdiction or authority. The applicant shall otherwise
16 meet the requirements of the Dental Health Care Act and rules
17 adopted pursuant to that act, including payment of a fee of no
18 more than five-hundred-dollars (\$500) and passing an
19 examination covering the laws and rules of the practice of
20 dentistry in New Mexico.

21 ~~[D.-]~~ E. The board may issue a specialty license by
22 examination to an applicant who has ~~[successfully]~~ passed a
23 clinical and written examination given by the board or its
24 examining agents that covers the applicant's specialty. The
25 applicant ~~[must]~~ shall have a postgraduate degree or

underscored material = new
[bracketed material] = del ete

1 certificate from an accredited dental college, school of
2 dentistry of a university or other residency program that is
3 accredited by the American dental association commission on
4 dental accreditation in one of the specialty areas of
5 dentistry recognized by the American dental association. The
6 applicant [~~must~~] shall also meet all other requirements as
7 established by rules of the board, which shall include an
8 examination covering the laws and regulations of the practice
9 of dentistry in New Mexico. A specialty license limits the
10 licensee to practice only in that specialty area.

11 [~~E-~~] F. The board may issue a specialty license by
12 credentials to an applicant who is duly licensed by
13 examination as a dentist under the laws of another state or
14 territory of the United States and has a postgraduate degree
15 or certificate from an accredited dental college, school of
16 dentistry of a university or other residency program that is
17 accredited by the American dental association commission on
18 dental accreditation in one of the specialty areas of
19 dentistry recognized by the American dental association. The
20 applicant [~~must~~] shall also meet all other qualifications as
21 deemed necessary by [~~regulation~~] rules of the board, which
22 shall include an examination covering the laws and
23 [~~regulations~~] rules of the practice of dentistry in New
24 Mexico. A specialty license limits the licensee to practice
25 only in that specialty area. "

1 Section 2. Section 61-5A-20 NMSA 1978 (being Laws 1994,
2 Chapter 55, Section 20) is amended to read:

3 "61-5A-20. FEES. -- The board [~~and~~] or the committee shall
4 establish a schedule of reasonable fees not to exceed the
5 following:

	<u>Dentists</u>	<u>Dental Hygienists</u>
6		
7 A. licensure by examination	\$1,500	\$1,000
8 B. licensure by credential	[\$3,000] <u>\$500</u>	\$1,500
9 C. specialty license by		
10 examination	\$1,500	
11 D. specialty license by		
12 credential	\$3,000	
13 E. temporary license		
14 48 [hour] <u>hours</u>	\$ 50	\$ 50
15 six months	\$ 300	\$ 200
16 12 months	\$ 450	\$ 300
17 F. application for		
18 certification in local		
19 anesthesia		\$ 40
20 G. examination in local		
21 anesthesia		\$ 150
22 H. triennial license renewal	\$ 450	\$ 300
23 I. late renewal	\$ 100	\$ 100
24 J. reinstatement of license	\$ 450	\$ 300
25 K. administrative fees	\$ 200	\$ 200

. 124960. 6

underscored material = new
[bracketed material] = del ete

1 L. impaired dentist or
2 dental hygienist \$ 150 \$ 75
3 M assistant certificate \$ 100. "

4 - 6 -
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1 FORTY-FOURTH LEGISLATURE

2 FIRST SESSION, 1999

3
4
5
6 February 18, 1999

7
8 Mr. Speaker:

9
10 Your BUSINESS AND INDUSTRY COMMITTEE, to whom has
11 been referred

12
13 HOUSE BILL 332

14
15 has had it under consideration and reports same with
16 recommendation that it DO NOT PASS, but that

17 HOUSE BUSINESS AND INDUSTRY COMMITTEE SUBSTITUTE
18 FOR HOUSE BILL 332

19
20 DO PASS, amended as follows:

- 21
22 1. On page 5, line 7, strike "\$500" and insert in lieu
23 thereof "\$350".

FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

HBIC/HB 332

Page 8

Respectfully submitted,

Debbie A. Rodella, Chairwoman

Adopted _____
(Chief Clerk)

Not Adopted _____
(Chief Clerk)

Date _____

The roll call vote was 11 For 0 Against

Yes: 11

Excused: Sanchez

Absent: None

127999.1

J: \99BillsWP\h0332

. 124960. 6

underscored material = new
[bracketed material] = delete

1 HOUSE BUSINESS AND INDUSTRY COMMITTEE SUBSTITUTE FOR
2 HOUSE BILL 332
3 44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999
4
5
6
7
8

9 AN ACT

10 RELATING TO DENTISTRY; PERMITTING THE LICENSING OF DENTISTS BY
11 CREDENTIAL.

12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

13 Section 1. Section 61-5A-12 NMSA 1978 (being Laws 1994,
14 Chapter 55, Section 12) is amended to read:

15 "61-5A-12. DENTISTS--REQUIREMENTS FOR LICENSURE--
16 SPECIALTY LICENSE.--

17 A. All applicants for licensure as a dentist
18 [~~must~~] shall have graduated and received a diploma from an
19 accredited dental college or school of dentistry of a
20 university that is accredited by the American dental
21 association commission on dental accreditation and have passed
22 the written portion of the dental examination administered by
23 the joint commission on national dental examinations of the
24 American dental association or, if the test is not available,
25 [~~then~~] another written examination determined by the board.

B. Applicants for general dentistry licensure by

1 examination shall be required, in addition to the requirements
 2 set forth in Subsection A of this section, to pass a test
 3 covering the laws and regulations for the practice of
 4 dentistry in New Mexico. Written examinations shall be
 5 supplemented by the board or its agents administering to each
 6 applicant a practical or clinical examination that reasonably
 7 tests the applicant's qualifications to practice general
 8 dentistry. Upon an applicant [~~successfully~~] passing the
 9 written and clinical examinations and payment in advance of
 10 the necessary fees, the board shall issue a license to
 practice dentistry.

11 C. The board [~~may~~] shall issue a general dentistry
 12 license by credentials without a practical or clinical
 13 examination to an applicant who is duly licensed by a clinical
 14 examination as a dentist under the laws of another state or
 15 territory of the United States; provided there are no
 16 proceedings pending against the applicant's license and the
 17 license is active and in good standing under that jurisdiction
 18 and that no evidence of activities that could reasonably be
 19 construed to constitute undue danger to patients is produced
 20 by an inquiry to a standard national practitioner data bank or
 21 other nationally recognized data resource. The applicant
 22 [~~must~~] shall otherwise meet the [~~same~~] requirements [~~necessary~~
 23 ~~to sit for such examination by the board or its examining~~
 24 ~~agents along with other qualifications as deemed necessary by~~
 25 ~~regulation of the board] of the Dental Health Care Act,
 including payment of appropriate fees and passing an
 examination covering the laws and [~~regulations~~] rules of the~~

underscored material = new
 [bracketed material] = delete

1 practice of dentistry in New Mexico.

2 D. The board may issue a general dentistry license
 3 by credentials to an applicant who has maintained a uniform
 4 service practice in the United States military or public
 5 health service for three years immediately preceding the
 6 application, or who is duly licensed by examination as a
 7 dentist under the laws of another state or territory of the
 8 United States; provided the license is in good standing under
 9 that jurisdiction or authority. The applicant shall otherwise
 10 meet the requirements of the Dental Health Care Act and rules
 11 adopted pursuant to that act, including payment of appropriate
 12 fees and passing an examination covering the laws and rules of
 13 the practice of dentistry in New Mexico.

14 ~~[D.]~~ E. The board may issue a specialty license by
 15 examination to an applicant who has [~~successfully~~] passed a
 16 clinical and written examination given by the board or its
 17 examining agents that covers the applicant's specialty. The
 18 applicant [~~must~~] shall have a postgraduate degree or
 19 certificate from an accredited dental college, school of
 20 dentistry of a university or other residency program that is
 21 accredited by the American dental association commission on
 22 dental accreditation in one of the specialty areas of
 23 dentistry recognized by the American dental association. The
 24 applicant [~~must~~] shall also meet all other requirements as
 25 established by rules of the board, which shall include an
 examination covering the laws and regulations of the practice
 of dentistry in New Mexico. A specialty license limits the
 licensee to practice only in that specialty area.

underscored material = new
 [bracketed material] = delete

1 [~~E.~~] F. The board may issue a specialty license by
 2 credentials to an applicant who is duly licensed by
 3 examination as a dentist under the laws of another state or
 4 territory of the United States and has a postgraduate degree
 5 or certificate from an accredited dental college, school of
 6 dentistry of a university or other residency program that is
 7 accredited by the American dental association commission on
 8 dental accreditation in one of the specialty areas of
 9 dentistry recognized by the American dental association. The
 10 applicant [~~must~~] shall also meet all other qualifications as
 11 deemed necessary by [~~regulation~~] rules of the board, which
 12 shall include an examination covering the laws and
 13 [~~regulations~~] rules of the practice of dentistry in New
 14 Mexico. A specialty license limits the licensee to practice
 15 only in that specialty area. "

14 Section 2. Section 61-5A-20 NMSA 1978 (being Laws 1994,
 15 Chapter 55, Section 20) is amended to read:

16 "61-5A-20. FEES. --The board [~~and~~] or the committee shall
 17 establish a schedule of reasonable fees not to exceed the
 18 following:

	<u>Dentists</u>	<u>Dental Hygienists</u>
19 A. licensure by examination	\$1, 500	\$1, 000
20 B. licensure by credential	[\$3,000] <u>\$750</u>	[\$1,500] <u>\$500</u>
21 C. specialty license by		
22 examination	\$1, 500	
23 D. specialty license by		
24 credential	[\$3,000] <u>\$750</u>	
25 E. temporary license		

underscored material = new
 [bracketed material] = delete

1	48 [hour] <u>hours</u>	\$ 50	\$ 50
2	six months	\$ 300	\$ 200
3	12 months	\$ 450	\$ 300
4	F. application for		
5	certification in local		
6	anesthesia		\$ 40
7	G. examination in local		
8	anesthesia		\$ 150
9	H. triennial license renewal	\$ 450	\$ 300
10	I. late renewal	\$ 100	\$ 100
11	J. reinstatement of license	\$ 450	\$ 300
12	K. administrative fees	\$ 200	\$ 200
13	L. impaired dentist <u>or</u>		
14	dental hygienist	\$ 150	\$ 75
15	M. assistant certificate		\$ 100. "

underscored material = new
 [bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HBIC/HB 332

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

FORTY- FOURTH LEGISLATURE
FIRST SESSION, 1999

March 15, 1999

Mr. President:

Your PUBLIC AFFAIRS COMMITTEE, to whom has been
referred

HOUSE BUSINESS AND INDUSTRY COMMITTEE SUBSTITUTE
FOR HOUSE BILL 332, as amended

has had it under consideration and reports same with
recommendation that it DO PASS.

Respectfully submitted,

Shannon Robinson, Chairman

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Adopted _____ Not

Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 5 For 0 Against

Yes: 5

No: 0

Excused: Boitano, Leavell, Stockard, Smith

Absent: None

H0332PA1

underscored material = new
[bracketed material] = delete