

Senate Engrossed

dental board; licenses; certificates; renewals

State of Arizona
Senate
Fifty-fifth Legislature
First Regular Session
2021

CHAPTER 12

SENATE BILL 1013

AN ACT

AMENDING SECTIONS 32-1236, 32-1276.02, 32-1287 AND 32-1297.06, ARIZONA
REVISED STATUTES; RELATING TO THE STATE BOARD OF DENTAL EXAMINERS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 32-1236, Arizona Revised Statutes, is amended to
3 read:

4 32-1236. Dentist triennial licensure; continuing education;
5 license reinstatement; license for each place of
6 practice; notice of change of address or place of
7 practice; retired and disabled license status;
8 penalties

9 A. Except as provided in section 32-4301, a license expires ~~on June~~
10 ~~30 of~~ THIRTY DAYS AFTER THE LICENSEE'S BIRTHDAY every third year. On or
11 before ~~June 30 of~~ THE LICENSEE'S BIRTHDAY every third year, every licensed
12 dentist shall submit to the board a complete renewal application and pay a
13 license renewal fee of not more than ~~six hundred fifty dollars~~ \$650,
14 established by a formal vote of the board. At least once every three
15 years, before establishing the fee, the board shall review the amount of
16 the fee in a public meeting. Any change in the amount of the fee shall be
17 applied prospectively to a licensee at the time of licensure renewal. The
18 fee prescribed by this subsection does not apply to a ~~licensee in disabled~~
19 ~~or retired status~~ RETIRED DENTIST OR TO A DENTIST WITH A DISABILITY.

20 B. A licensee shall include a written affidavit with the renewal
21 application that affirms that the licensee complies with board rules
22 relating to continuing education requirements. A licensee is not required
23 to complete the written affidavit if the licensee received an initial
24 license within the year immediately preceding the expiration date of the
25 license or the licensee is in disabled status. If the licensee is not in
26 compliance with board rules relating to continuing education, the board
27 may grant an extension of time to complete these requirements if the
28 licensee includes a written request for an extension with the renewal
29 application instead of the written affidavit and the renewal application
30 is received on or before ~~June 30~~ THE LICENSEE'S BIRTHDAY of the expiration
31 year. The board shall consider the extension request based on criteria
32 prescribed by the board by rule. If the board denies an extension
33 request, the license expires ~~on August 30~~ THIRTY DAYS AFTER THE LICENSEE'S
34 BIRTHDAY.

35 C. A person applying for licensure for the first time in this state
36 shall pay a prorated fee for the period remaining until the LICENSEE'S
37 next ~~June 30~~ BIRTHDAY. This fee shall not exceed one-third of the fee
38 established pursuant to subsection A of this section. Subsequent
39 licensure renewal shall be conducted pursuant to this section.

40 D. An expired license may be reinstated by submitting a complete
41 renewal application within the twenty-four-month period immediately
42 following the expiration of the license with payment of the renewal fee
43 and a ~~one hundred dollar~~ \$100 penalty. Whenever issued, reinstatement is
44 as of the date of application and entitles the applicant to licensure only
45 for the remainder of the applicable three-year period. If a person does

1 not reinstate a license pursuant to this subsection, the person must
2 reapply for licensure pursuant to this chapter.

3 E. Each licensee must provide to the board in writing both of the
4 following:

- 5 1. A primary mailing address.
- 6 2. The address for each place of practice.

7 F. A licensee maintaining more than one place of practice shall
8 obtain from the board a duplicate license for each office. A fee set by
9 the board shall be charged for each duplicate license. The licensee shall
10 notify the board in writing within ten days ~~of~~ AFTER opening the
11 additional place or places of practice. The board shall impose a penalty
12 of ~~fifty dollars~~ \$50 for failure to notify the board.

13 G. A licensee who is fully retired and a licensee who ~~is~~
14 ~~permanently disabled~~ HAS A PERMANENT DISABILITY may contribute services to
15 a recognized charitable institution and still retain that classification
16 for triennial registration purposes on payment of a reduced renewal fee as
17 prescribed by the board by rule.

18 H. A licensee applying for retired or disabled status shall:

19 1. Relinquish any prescribing privileges and shall attest by
20 affidavit that the licensee has surrendered to the United States drug
21 enforcement administration any registration issued pursuant to the federal
22 controlled substances act and has surrendered to the board any
23 registration issued pursuant to section 36-2606.

24 2. If the licensee holds a permit to dispense drugs and devices
25 pursuant to section 32-1298, surrender that permit to the board.

26 3. Attest by affidavit that the licensee is not currently engaged
27 in the practice of dentistry.

28 I. A licensee who changes the licensee's primary mailing address or
29 place of practice address shall notify the board of that change in writing
30 within ten days. The board shall impose a penalty of ~~fifty dollars~~ \$50 if
31 a licensee fails to notify the board of the change within that time. The
32 board shall increase the penalty imposed to ~~one hundred dollars~~ \$100 if a
33 licensee fails to notify it of the change within thirty days.

34 Sec. 2. Section 32-1276.02, Arizona Revised Statutes, is amended to
35 read:

36 32-1276.02. Dental therapist triennial licensure; continuing
37 education; license renewal and reinstatement;
38 fees; civil penalties; retired and disabled
39 license status

40 A. Except as provided in section 32-4301, a license issued under
41 this article expires ~~on June 30 of~~ THIRTY DAYS AFTER THE LICENSEE'S
42 BIRTHDAY every third year. On or before ~~June 30 of~~ THE LICENSEE'S
43 BIRTHDAY every third year, each licensed dental therapist shall submit to
44 the board a complete renewal application and pay a license renewal fee
45 established by a formal vote of the board. At least once every three

1 years, before establishing the fee, the board shall review the amount of
2 the fee in a public meeting. Any change in the amount of the fee shall be
3 applied prospectively to a licensee at the time of licensure renewal. The
4 fee prescribed by this subsection does not apply to a retired dental
5 therapist or to a dental therapist with a disability.

6 B. A licensee shall include a written affidavit with the renewal
7 application that affirms that the licensee complies with board rules
8 relating to continuing education requirements. A licensee is not required
9 to complete the written affidavit if the licensee received an initial
10 license within the year immediately preceding the expiration date of the
11 license or the licensee is in disabled status. If the licensee is not in
12 compliance with board rules relating to continuing education, the board
13 may grant an extension of time to complete these requirements if the
14 licensee includes a written request for an extension with the renewal
15 application instead of the written affidavit and the renewal application
16 is received on or before ~~June 30~~ THE LICENSEE'S BIRTHDAY of the expiration
17 year. The board shall consider the extension request based on criteria
18 prescribed by the board by rule. If the board denies an extension
19 request, the license expires ~~on August 30~~ THIRTY DAYS AFTER THE LICENSEE'S
20 BIRTHDAY of the expiration year.

21 C. An applicant for a dental therapy license for the first time in
22 this state shall pay a prorated fee for the period remaining until the
23 LICENSEE'S next ~~June 30~~ BIRTHDAY. This fee may not exceed one-third of
24 the fee prescribed pursuant to subsection A of this section. Subsequent
25 applications shall be conducted pursuant to this section.

26 D. An expired license may be reinstated by submitting a complete
27 renewal application within the twenty-four-month period immediately
28 following the expiration of the license with payment of the renewal fee
29 and a ~~one hundred dollar~~ \$100 penalty. When the license is issued,
30 reinstatement is as of the date of application and entitles the applicant
31 to licensure only for the remainder of the applicable three-year period.
32 If a person does not reinstate a license pursuant to this subsection, the
33 person must reapply for licensure pursuant to this article.

34 E. A licensee shall notify the board in writing within ten days
35 after the licensee changes the primary mailing address listed with the
36 board. The board shall impose a civil penalty of ~~fifty dollars~~ \$50 if a
37 licensee fails to notify the board of the change within that time. The
38 board shall increase the civil penalty to ~~one hundred dollars~~ \$100 if a
39 licensee fails to notify the board of the change within thirty days.

40 F. A licensee who is at least sixty-five years of age and who is
41 fully retired and a licensee who has a permanent disability may contribute
42 services to a recognized charitable institution and still retain that
43 classification for triennial registration purposes by paying a reduced
44 renewal fee as prescribed by the board by rule.

1 G. A licensee is not required to maintain a dental hygienist
2 license.

3 Sec. 3. Section 32-1287, Arizona Revised Statutes, is amended to
4 read:

5 32-1287. Dental hygienist triennial licensure; continuing
6 education; license reinstatement; notice of change
7 of address; penalties; retired and disabled
8 license status

9 A. Except as provided in section 32-4301, a license expires ~~on June~~
10 ~~30 of~~ THIRTY DAYS AFTER THE LICENSEE'S BIRTHDAY every third year. On or
11 before ~~June 30 of~~ THE LICENSEE'S BIRTHDAY every third year, every licensed
12 dental hygienist shall submit to the board a complete renewal application
13 and pay a license renewal fee of not more than ~~three hundred twenty-five~~
14 ~~dollars~~ \$325, established by a formal vote of the board. At least once
15 every three years, before establishing the fee, the board shall review the
16 amount of the fee in a public meeting. Any change in the amount of the
17 fee shall be applied prospectively to a licensee at the time of licensure
18 renewal. The fee prescribed by this section does not apply to a retired
19 ~~or disabled~~ hygienist OR A HYGIENIST WITH A DISABILITY.

20 B. A licensee shall include a written affidavit with the renewal
21 application that affirms that the licensee complies with board rules
22 relating to continuing education requirements. A licensee is not required
23 to complete the written affidavit if the licensee received an initial
24 license within the year immediately preceding the expiration date of the
25 license or the licensee is in disabled status. If the licensee is not in
26 compliance with board rules relating to continuing education, the board
27 may grant an extension of time to complete these requirements if the
28 licensee includes a written request for an extension with the renewal
29 application instead of the written affidavit and the renewal application
30 is received on or before ~~June 30~~ THE LICENSEE'S BIRTHDAY of the expiration
31 year. The board shall consider the extension request based on criteria
32 prescribed by the board by rule. If the board denies an extension
33 request, the license expires ~~on August 30~~ THIRTY DAYS AFTER THE LICENSEE'S
34 BIRTHDAY of the expiration year.

35 C. A person applying for a license for the first time in this state
36 shall pay a prorated fee for the period remaining until the LICENSEE'S
37 next ~~June 30~~ BIRTHDAY. This fee shall not exceed one-third of the fee
38 established pursuant to subsection A OF THIS SECTION. Subsequent
39 registrations shall be conducted pursuant to this section.

40 D. An expired license may be reinstated by submitting a complete
41 renewal application within the twenty-four-month period immediately
42 following the expiration of the license with payment of the renewal fee
43 and a ~~one hundred dollar~~ \$100 penalty. Whenever issued, reinstatement is
44 as of the date of application and entitles the applicant to licensure only
45 for the remainder of the applicable three-year period. If a person does

1 not reinstate a license pursuant to this subsection, the person must
2 reapply for licensure pursuant to this chapter.

3 E. A licensee shall notify the board in writing within ten days
4 after the licensee changes the primary mailing address listed with the
5 board. The board shall impose a penalty of ~~fifty dollars~~ \$50 if a
6 licensee fails to notify the board of the change within that time. The
7 board shall increase the penalty imposed to ~~one hundred dollars~~ \$100 if a
8 licensee fails to notify it of the change within thirty days.

9 F. A licensee who is over sixty-five years of age and who is fully
10 retired and a licensee who ~~is permanently disabled~~ HAS A PERMANENT
11 DISABILITY may contribute services to a recognized charitable institution
12 and still retain that classification for triennial registration purposes
13 on payment of a reduced renewal fee as prescribed by the board by rule.

14 Sec. 4. Section 32-1297.06, Arizona Revised Statutes, is amended to
15 read:

16 32-1297.06. Denturist certification; continuing education;
17 certificate reinstatement; certificate for each
18 place of practice; notice of change of address
19 or place of practice; penalties

20 A. Except as provided in section 32-4301, a certification expires
21 ~~on June 30 of~~ THIRTY DAYS AFTER THE CERTIFICATE HOLDER'S BIRTHDAY every
22 third year. On or before ~~June 30 of~~ THE CERTIFICATE HOLDER'S BIRTHDAY
23 every third year, every certified denturist shall submit to the board a
24 complete renewal application and shall pay a certificate renewal fee of
25 not more than ~~three hundred dollars~~ \$300, established by a formal vote of
26 the board. At least once every three years, before establishing the fee,
27 the board shall review the amount of the fee in a public meeting. Any
28 change in the amount of the fee shall be applied prospectively to a
29 certificate holder at the time of certification renewal. This requirement
30 does not apply to a ~~disabled or retired status~~ RETIRED DENTURIST OR TO A
31 DENTURIST WITH A DISABILITY.

32 B. A certificate holder shall include a written affidavit with the
33 renewal application that affirms that the certificate holder complies with
34 board rules relating to continuing education requirements. A certificate
35 holder is not required to complete the written affidavit if the
36 certificate holder received an initial certification within the year
37 immediately preceding the expiration date of the certificate or the
38 certificate holder is in disabled status. If the certificate holder is
39 not in compliance with board rules relating to continuing education, the
40 board may grant an extension of time to complete these requirements if the
41 certificate holder includes a written request for an extension with the
42 renewal application instead of the written affidavit and the renewal
43 application is received on or before ~~June 30~~ THE CERTIFICATE HOLDER'S
44 BIRTHDAY of the expiration year. The board shall consider the extension
45 request based on criteria prescribed by the board by rule. If the board

1 denies an extension request, the certificate expires ~~on August 30~~ THIRTY
2 DAYS AFTER THE CERTIFICATE HOLDER'S BIRTHDAY of the expiration year.

3 C. A person applying for a certificate for the first time in this
4 state shall pay a prorated fee for the period remaining until the
5 CERTIFICATE HOLDER'S next ~~June 30~~ BIRTHDAY. This fee shall not exceed
6 one-third of the fee established pursuant to subsection A OF THIS SECTION.
7 Subsequent certifications shall be conducted pursuant to this section.

8 D. An expired certificate may be reinstated by submitting a
9 complete renewal application within the twenty-four-month period
10 immediately following the expiration of the certificate with payment of
11 the renewal fee and a ~~one hundred dollar~~ \$100 penalty. Whenever issued,
12 reinstatement is as of the date of application and entitles the applicant
13 to certification only for the remainder of the applicable three-year
14 period. If a person does not reinstate a certificate pursuant to this
15 subsection, the person must reapply for certification pursuant to this
16 chapter.

17 E. Each certificate holder must provide to the board in writing
18 both of the following:

- 19 1. A primary mailing address.
- 20 2. The address for each place of practice.

21 F. A certificate holder maintaining more than one place of practice
22 shall obtain from the board a duplicate certificate for each office. The
23 board shall set and charge a fee for each duplicate certificate. A
24 certificate holder shall notify the board in writing within ten days ~~of~~
25 AFTER opening an additional place of practice.

26 G. A certificate holder shall notify the board in writing within
27 ten days after changing a primary mailing address or place of practice
28 address listed with the board. The board shall impose a ~~fifty dollar~~ \$50
29 penalty if a certificate holder fails to notify the board of the change
30 within that time. The board shall increase the penalty imposed to ~~one~~
31 ~~hundred dollars~~ \$100 if a certificate holder fails to notify it of the
32 change within thirty days.

33 Sec. 5. Effective date

34 This act is effective from and after December 31, 2021.

APPROVED BY THE GOVERNOR FEBRUARY 12, 2021.

FILED IN THE OFFICE OF THE SECRETARY OF STATE FEBRUARY 12, 2021.