



PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Department of Health- Dental Quality Assurance Commission

- Preproposal Statement of Inquiry was filed as WSR 09-03-108 ; or
- Expedited Rule Making--Proposed notice was filed as WSR _ ; or
- Proposal is exempt under RCW 34.05.310(4).

- Original Notice
- Supplemental Notice to WSR
- Continuance of WSR

Title of rule and other identifying information: (Describe Subject)

WAC 246-817-220 Inactive License - creating a new section to establish an inactive dentist license status.

Hearing location(s): Department of Health
Point Plaza East, Room 152/153
310 Israel Rd. SE
Tumwater, WA 98501

Date: February 4, 2011

Time: 8:00 a.m.

Submit written comments to:

Name: Jennifer Santiago
Address: PO BOX 47852
Olympia, WA 98504-7852
Website: <http://www3.doh.wa.gov/policyreview/>
fax 360-236-2901 by (date) 01/28/2011

Assistance for persons with disabilities: Contact

Jennifer Santiago by 01/28/2011

TTY (800) 833-6388 or () 711

Date of intended adoption: 02/04/2011

(Note: This is NOT the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

The proposed rule creates standards for an inactive dentist license status. Inactive license status is currently not available to dentists not practicing in Washington that want to keep their license in Washington. The proposed rule provides detailed requirements for obtaining and maintaining an inactive license and requirements for returning to active status. The Department of Health will establish the inactive license fee through a separate rule process.

Reasons supporting proposal:

There is currently no license alternative for Washington licensed dentists not practicing in this state. Dentists asked for a license status alternative. RCW 18.32.185 allows dentists to obtain an inactive status. Creating an inactive license status may provide lower fees for dentists not currently practicing in Washington who still want to maintain a license in Washington.

Statutory authority for adoption:

RCW 18.32.0365 and RCW 18.32.185

Statute being implemented:

RCW 18.32.185

Is rule necessary because of a:

- Federal Law? Yes No
- Federal Court Decision? Yes No
- State Court Decision? Yes No

If yes, CITATION:

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: November 15, 2010

TIME: 2:02 PM

WSR 10-23-082

DATE 11/15/10

NAME (type or print)

Andrew A. Vorono, D.D.S.

SIGNATURE

TITLE

Dental Quality Assurance Commission Chair

(COMPLETE REVERSE SIDE)

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

None

Name of proponent: (person or organization) Washington State Dental Quality Assurance Commission

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Jennifer Sanitago	310 Israel Rd SE, Tumwater, WA 98501	360-236-4893
Implementation.....Jennifer Santiago	310 Israel Rd SE, Tumwater, WA 98501	360-236-4893
Enforcement.....Jennifer Santiago	310 Israel Rd SE, Tumwater, WA 98501	360-236-4893

Has a small business economic impact statement been prepared under chapter 19.85 RCW?

Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone

fax

e-mail

No. Explain why no statement was prepared.

A small business economic impact statement (SBEIS) was not prepared. Under RCW 19.85.025 and 34.05.310(4)(g)(ii), a SBEIS is not required for proposed rules that adopt, amend, or repeal a filing or related process requirement for applying to an agency for a license or permit.

Is a cost-benefit analysis required under RCW 34.05.328?

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name: Jennifer Santiago

Address: PO BOX 47852

Olympia, WA 98504-7852

phone 360-236-4893

fax 360-236-2901

e-mail jennifer.santiago@doh.wa.gov

No: Please explain:

NEW SECTION

WAC 246-817-220 Inactive license. (1) A dentist may obtain an inactive license by meeting the requirements of WAC 246-12-090 and RCW 18.32.185.

(2) An inactive license must be renewed every year on or before the practitioner's birthday according to WAC 246-12-100 and 246-817-990.

(3) If a license is inactive for three years or less, to return to active status a dentist must meet the requirements of WAC 246-12-110, 246-817-440, and 246-817-990.

(4) If a license is inactive for more than three years, and the dentist has been actively practicing in another United States jurisdiction, to return to active status the dentist must:

(a) Provide certification of an active dentist license, submitted directly from another licensing entity. The certification shall include the license number, issue date, expiration date and whether the applicant has been the subject of final or pending disciplinary action;

(b) Provide verification of active practice in another United States jurisdiction within the last three years; and

(c) Meet the requirements of WAC 246-12-110, 246-817-440, and 246-817-990.

(5) If a license is inactive for more than three years, and the dentist has not been actively practicing in another United States jurisdiction, to return to active status the dentist must provide:

(a) A written request to change licensure status;

(b) The applicable fees according to WAC 246-817-990;

(c) Proof of successful completion of an approved:

(i) Practical/practice examination according to WAC 246-817-120; or

(ii) A qualifying postgraduate residency program, approved by or administered under the direction of the DQAC;

(d) Written certification of all dental or health care licenses held, submitted directly from the licensing entity. The certification shall include the license number, issue date, expiration date and whether the applicant has been the subject of final or pending disciplinary action;

(e) Written declaration that continuing education and competency requirements for the two most recent years have been met according to WAC 246-817-440;

(f) Proof of successful completion of an approved written jurisprudence examination within the past year;

(g) Proof of malpractice insurance if available, including dates of coverage and any claims history; and

(h) Proof of AIDS education according to WAC 246-817-110, if not previously provided.

