

LAWS OF DELAWARE
VOLUME 83
CHAPTER 232
151st GENERAL ASSEMBLY
FORMERLY
SENATE BILL NO. 73
AS AMENDED BY
SENATE AMENDMENT NO. 1

AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO LICENSE TO PRACTICE DENTISTRY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

Section 1. Amend § 1132B, Title 24 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 1132B. Provisional license - Dentists practicing in federally qualified health ~~centers~~. centers or in the Division of Public Health.

(a) Upon completion of an application approved by the Board and payment of a fee established by the Division, the Board shall issue a provisional license to an applicant for licensure as a dentist who has fulfilled the requirements of § 1122(a)(1), (2), and (3) of this title, has completed a general practice residency, or holds both a license in another jurisdiction and 3 years of practice experience, and who furnishes proof satisfactory to the Board that the applicant has contracted to be an employee with a federally qualified health center ~~(FQHC)~~. (FQHC) or with the Division of Public Health. General supervision by a Delaware-licensed dentist must be provided by the employer ~~FQHC~~ for eligible applicants. Eligible FQHC organizations must include the provision of care for medically indigent patient populations in their mission.

(b) The provisional license ~~shall entitle~~ entitles the applicant to practice dentistry ~~only as follows: only in the FQHC designated on the license and only on bona fide patients of the FQHC under the direction of a licensed dentist employed therein or on the staff thereof. If the supervising dentist becomes unable or unavailable to provide direction, the FQHC will then contract with a Delaware-licensed dentist to provide direction for the provisional license holder.~~

(1) In the FQHC that is designated on the license and only on bona fide patients of the FQHC under the direction of a licensed dentist employed at the FQHC or on the staff of the FQHC. If the supervising dentist becomes unable or unavailable to provide direction, the FQHC must contract with a Delaware-licensed dentist to provide direction for the holder of a provisional license.

(2) For the Division of Public Health under the direction of the State Dental Director or State Dental Director's licensed dentist designee.

(c) The provisional license ~~shall entitle~~ entitles the applicant to practice dentistry for a 2-year period from the date of issuance and ~~shall~~ may not be renewed. The applicant must fulfill the requirements of § 1123(b)(1) of this title within the 2-year period and must take the Delaware practical examination at least once within the first year of the provisional license unless the Board grants an extension to the applicant for good cause. The provisional license ~~shall convert~~ converts to a full license once the holder passes the practical examination and fulfills the requirements of § 1123(b)(1) of this title. The requirements of §§ 1122(a)(4) and 1123(b)(2) and (3) of this title must be met by the end of the 2-year period. If these requirements are not fulfilled, the Board may deny full licensure.

(d) The applicant for provisional license shall comply with the provisions of § ~~1122(e)(1)-(7)~~ 1122(c)(1) through (7) of this title.

(e) The holder of a provisional license ~~shall be~~ is bound by all other applicable provisions of this chapter.

(f) The provisional license ~~shall expire~~ expires after the second year has been completed ~~in the FQHC~~ . The Board may grant an extension of the provisional license for up to 6 months for good cause demonstrated by the provisional license holder.

Section 2. This Act takes effect 6 months following its enactment into law.

Approved September 30, 2021