

S T A T E O F N E W Y O R K

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2009-2010 Regular Sessions

I N A S S E M B L Y

March 11, 2009

Introduced by M. of A. PHEFFER, COOK, ENGLEBRIGHT, GOTTFRIED, ROSENTHAL, FIELDS, BOYLAND -- Multi-Sponsored by -- M. of A. DelMONTE, GUNTHER, KOON, REILLY, WEISENBERG -- read once and referred to the Committee on Higher Education -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to allowing dental residents to satisfy the ethics and jurisprudence educational course requirement for licensure during the period of their dental residency and in relation to limited permits in dentistry

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subdivision 6 of section 6604-a of the education law, as
2 added by chapter 183 of the laws of 2007, is amended to read as follows:
3 6. On or after the effective date of this subdivision, and no later
4 than the end of the first registration period commencing on or after
5 such date during which he or she is required to comply with the continu-
6 ing education requirements of this section, each dentist shall have
7 completed on a one-time basis, as part of the mandatory hours of accept-
8 able formal continuing education required by this section, no fewer than
9 three hours in a course approved by the department in dental jurispru-
10 dence and ethics, which shall include the laws, rules, regulations and
11 ethical principles relating to the practice of dentistry in New York
12 state, PROVIDED THAT POSTGRADUATE DENTAL STUDENTS ENROLLED IN NEW YORK
13 STATE DENTAL RESIDENCY PROGRAMS MAY SATISFY THE REQUIREMENTS OF THIS
14 SUBDIVISION BY TAKING SUCH AN APPROVED COURSE DURING THE PERIOD OF THEIR
15 DENTAL RESIDENCY PRIOR TO THEIR INITIAL LICENSURE.
16 S 2. Section 6605 of the education law is amended by adding a new
17 subdivision 5 to read as follows:

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets
[] is old law to be omitted.

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1 5. NOTWITHSTANDING SUBDIVISION ONE OF THIS SECTION, DENTAL SCHOOL
2 GRADUATES WHO MEET THE LICENSE REQUIREMENT FOR EDUCATION PURSUANT TO
3 SUBDIVISION TWO OF SECTION SIXTY-SIX HUNDRED FOUR OF THIS ARTICLE SHALL
4 BE DEEMED TO BE EXEMPT PERSONS PURSUANT TO SECTION SIXTY-SIX HUNDRED TEN
5 OF THIS ARTICLE AND SHALL NOT BE REQUIRED TO OBTAIN A LIMITED PERMIT,
6 PROVIDED THAT THEY ARE EMPLOYED IN AN APPROVED RESIDENCY PROGRAM FOR THE
7 PURPOSE OF FULFILLING INITIAL LICENSURE REQUIREMENTS PURSUANT TO SECTION
8 SIXTY-SIX HUNDRED FOUR OF THIS ARTICLE. NOT LATER THAN SIXTY DAYS AFTER
9 ENTRY INTO AN APPROVED RESIDENCY PROGRAM, THE DENTAL RESIDENT SHALL
10 REGISTER ON A FORM ACCEPTABLE TO THE COMMISSIONER AND PAY TO THE DEPART-
11 MENT A RESIDENCY REGISTRATION FEE ESTABLISHED BY THE DEPARTMENT, WHICH
12 RESIDENCY REGISTRATION FEE SHALL BE REASONABLE AND SHALL NOT EXCEED THE
13 LIMITED PERMIT FEE SPECIFIED IN SUBDIVISION FOUR OF THIS SECTION. ALL
14 PERSONS DEEMED EXEMPT PURSUANT TO THIS SECTION SHALL BE SUBJECT TO ALL
15 PROVISIONS OF ARTICLE ONE HUNDRED THIRTY OF THIS TITLE, INCLUDING BUT
16 NOT LIMITED TO HAVING DISCIPLINARY ACTION TAKEN AGAINST THEIR RESIDENCY
17 REGISTRATION STATUS.
18 S 3. This act shall take effect January 1, 2010.