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**SUBSTITUTE HOUSE BILL 2309**

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**State of Washington**

**57th Legislature**

**2002 Regular Session**

**By** House Committee on Health Care (originally sponsored by Representatives Cody, Campbell, Schual-Berke, Darneille, Edwards and Kenney; by request of Department of Health)

Read first time 01/25/2002. Referred to Committee on .

1 AN ACT Relating to the authority of the Washington state board of  
2 denturists; amending RCW 18.30.010, 18.30.020, 18.30.040, 18.30.050,  
3 18.30.090, 18.30.100, and 18.30.140; adding a new section to chapter  
4 18.30 RCW; and repealing RCW 18.30.080.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 **Sec. 1.** RCW 18.30.010 and 1995 c 1 s 2 are each amended to read as  
7 follows:

8 Unless the context clearly requires otherwise, the definitions in  
9 this section apply throughout this chapter.

10 (1) "Board" means the Washington state board of (~~denture~~  
11 ~~technology~~) denturists.

12 (2) "Denture" means a removable full or partial upper or lower  
13 dental appliance to be worn in the mouth to replace missing natural  
14 teeth.

15 (3) "Denturist" means a person licensed under this chapter to  
16 engage in the practice of denturism.

17 (4) "Department" means the department of health.

18 (5) "Practice of denturism" means:

1 (a) Making, placing, constructing, altering, reproducing, or  
2 repairing a denture; and

3 (b) Taking impressions and furnishing or supplying a denture  
4 directly to a person or advising the use of a denture, and maintaining  
5 a facility for the same.

6 (6) "Secretary" means the secretary of health or the secretary's  
7 designee.

8 **Sec. 2.** RCW 18.30.020 and 1995 c 198 s 18 are each amended to read  
9 as follows:

10 (1) Before making and fitting a denture, a denturist shall examine  
11 the patient's oral cavity.

12 (a) If the examination gives the denturist reasonable cause to  
13 believe that there is an abnormality or disease process that requires  
14 medical or dental treatment, the denturist shall immediately refer the  
15 patient to a dentist or physician. In such cases, the denturist shall  
16 take no further action to manufacture or place a denture until the  
17 patient has been examined by a dentist or physician and the dentist or  
18 physician gives written clearance that the denture will pose no threat  
19 to the patient's health.

20 (b) If the examination reveals the need for tissue or teeth  
21 modification in order to assure proper fit of a full or partial  
22 denture, the denturist shall refer the patient to a dentist and assure  
23 that the modification has been completed before taking an impression  
24 for the completion of the denture.

25 (2) A denturist who makes or places a denture in a manner not  
26 consistent with this section is subject to the sanctions provided in  
27 chapter 18.130 RCW, the uniform disciplinary act.

28 (3) A denturist must successfully complete special training in oral  
29 pathology prescribed by the (~~secretary~~) board, whether as part of an  
30 approved associate degree program or equivalent training, and pass an  
31 examination prescribed by the (~~secretary~~) board, which may be a part  
32 of the examination for licensure to become a licensed denturist.

33 **Sec. 3.** RCW 18.30.040 and 1995 c 1 s 5 are each amended to read as  
34 follows:

35 Nothing in this chapter prohibits or restricts:

1 (1) The practice of a profession by an individual who is licensed,  
2 certified, or registered under other laws of this state and who is  
3 performing services within the authorized scope of practice;

4 (2) The practice of denturism by an individual employed by the  
5 government of the United States while the individual is engaged in the  
6 performance of duties prescribed by the laws and regulations of the  
7 United States;

8 (3) The practice of denturism by students enrolled in a school  
9 approved by the ((department)) board. The performance of services must  
10 be pursuant to a course of instruction or an assignment from an  
11 instructor and under the supervision of an instructor; or

12 (4) Work performed by dental labs and dental technicians under the  
13 written prescription of a dentist.

14 **Sec. 4.** RCW 18.30.050 and 1995 c 1 s 6 are each amended to read as  
15 follows:

16 (1) The Washington state board of ((~~denture technology~~)) denturists  
17 is created. The board shall consist of seven members appointed by the  
18 secretary as follows:

19 (a) Four members of the board must be denturists licensed under  
20 this chapter, except initial appointees, who must have five years'  
21 experience in the field of denturism or a related field.

22 (b) Two members shall be selected from persons who are not  
23 affiliated with any health care profession or facility, at least one of  
24 whom must be over sixty-five years of age representing the elderly.

25 (c) One member must be a dentist licensed in the state of  
26 Washington.

27 (2) The members of the board shall serve for terms of three years.  
28 The terms of the initial members shall be staggered, with the members  
29 appointed under subsection (1)(a) of this section serving two-year and  
30 three-year terms initially and the members appointed under subsection  
31 (1)(b) and (c) of this section serving one-year, two-year, and three-  
32 year terms initially. Vacancies shall be filled in the same manner as  
33 the original appointments are made. Appointments to fill vacancies  
34 shall be for the remainder of the unexpired term of the vacant  
35 position.

36 (3) No appointee may serve more than two consecutive terms.

37 (4) Members of the board shall be reimbursed for travel expenses  
38 under RCW 43.03.050 and 43.03.060.

1 (5) A member of the board may be removed for just cause by the  
2 secretary.

3 NEW SECTION. **Sec. 5.** A new section is added to chapter 18.30 RCW  
4 to read as follows:

5 The board shall:

6 (1) Determine the qualifications of persons applying for licensure  
7 under this chapter;

8 (2) Prescribe, administer, and determine the requirements for  
9 examinations under this chapter and establish a passing grade for  
10 licensure under this chapter;

11 (3) Adopt rules under chapter 34.05 RCW to carry out the provisions  
12 of this chapter in consultation and in agreement with the secretary;  
13 and

14 (4) Evaluate and approve those schools from which graduation is  
15 accepted as proof of an applicant's completion of coursework  
16 requirements for licensure.

17 **Sec. 6.** RCW 18.30.090 and 1995 c 198 s 20 are each amended to read  
18 as follows:

19 The secretary shall issue a license to practice denturism to an  
20 applicant who submits a completed application, pays the appropriate  
21 fees, and meets the following requirements:

22 (1) A person currently licensed to practice denturism under  
23 statutory provisions of another state, territory of the United States,  
24 District of Columbia, or Puerto Rico, with substantially equivalent  
25 licensing standards to this chapter shall be licensed without  
26 examination upon providing the department with the following:

27 (a) Proof of successfully passing a written and clinical  
28 examination for denturism in a state, territory of the United States,  
29 District of Columbia, or Puerto Rico, that the ((secretary)) board has  
30 determined has substantially equivalent licensing standards as those in  
31 this chapter ((in)), including but not limited to both the written and  
32 clinical examinations; and

33 (b) An affidavit from the ((state)) licensing agency where the  
34 person is licensed or certified attesting to the fact of the person's  
35 licensure or certification.

36 (2) A person graduating from a formal denturism program shall be  
37 licensed if he or she:

1 (a) Documents successful completion of formal training with a major  
2 course of study in denturism of not less than two years in duration at  
3 an educational institution ((recognized)) approved by the ((secretary))  
4 board; and

5 (b) Passes a written and clinical examination approved by the  
6 ((secretary)) board.

7 ~~((3) An applicant who does not otherwise qualify under subsection~~  
8 ~~(1) or (2) of this section shall be licensed within two years of~~  
9 ~~December 8, 1994, if he or she:~~

10 ~~(a) Provides to the secretary three affidavits by persons other~~  
11 ~~than family members attesting to the applicant's employment in denture~~  
12 ~~technology for at least five years, or provides documentation of at~~  
13 ~~least four thousand hours of practical work within denture technology;~~

14 ~~(b) Provides documentation of successful completion of a training~~  
15 ~~course approved by the secretary or completion of an equivalent course~~  
16 ~~approved by the secretary; and~~

17 ~~(c) Passes a written and clinical examination administered by the~~  
18 ~~secretary.)~~

19 **Sec. 7.** RCW 18.30.100 and 1995 c 198 s 21 are each amended to read  
20 as follows:

21 The ((secretary)) board shall administer the examinations for  
22 licensing under this chapter, subject to the following requirements:

23 (1) Examinations shall determine the qualifications, fitness, and  
24 ability of the applicant to practice denturism. The test shall include  
25 a written examination and a practical demonstration of skills.

26 (2) Examinations shall be held at least annually.

27 (3) The first examination shall be conducted not later than July 1,  
28 1995.

29 (4) The written examination shall cover the following subjects:

30 (a) Head and oral anatomy and physiology; (b) oral pathology; (c)  
31 partial denture construction and design; (d) microbiology; (e) clinical  
32 dental technology; (f) dental laboratory technology; (g) clinical  
33 jurisprudence; (h) asepsis; (i) medical emergencies; and (j)  
34 cardiopulmonary resuscitation.

35 (5) Upon payment of the appropriate fee, an applicant who fails  
36 either the written or practical examination may have additional  
37 opportunities to take the portion of the examination that he or she  
38 failed.

1       The secretary may hire trained persons licensed under this chapter  
2 to prepare, administer, and grade the examinations or may contract with  
3 regional examiners who meet qualifications adopted by the ((secretary))  
4 board.

5       **Sec. 8.** RCW 18.30.140 and 1995 c 198 s 24 are each amended to read  
6 as follows:

7       (1) An individual may place his or her license on inactive status.  
8 The holder of an inactive license shall not practice denturism in this  
9 state without first activating the license.

10       (2) ~~((The inactive renewal fee shall be established by the~~  
11 ~~secretary. Failure to renew an inactive license shall result in~~  
12 ~~cancellation in the same manner as failure to renew an active license~~  
13 ~~results in cancellation.~~

14       ~~(3))~~ An inactive license may be placed in an active status upon  
15 compliance with rules established by the ((secretary)) board.

16       ~~((4))~~ (3) The provisions relating to denial, suspension, and  
17 revocation of a license are applicable to an inactive license, except  
18 that when proceedings to suspend or revoke an inactive license have  
19 been initiated, the license shall remain inactive until the proceedings  
20 have been completed.

21       NEW SECTION. **Sec. 9.** RCW 18.30.080 (Secretary--Powers and duties)  
22 and 1995 c 198 s 19 & 1995 c 1 s 9 are each repealed.

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