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SENATE BILL 5669

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State of Washington                      65th Legislature                      2017 Regular Session

By Senators Cleveland, Walsh, and Mullet

Read first time 02/02/17. Referred to Committee on Health Care.

1            AN ACT Relating to dental laboratories; adding new sections to  
2 chapter 18.32 RCW; and prescribing penalties.

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

4            NEW SECTION.    **Sec. 1.**    A new section is added to chapter 18.32  
5 RCW to read as follows:

6            For the purposes of this act:

7            (1) "Certified dental technician" means a person certified by the  
8 national board for certification in dental laboratory technology.

9            (2) "Dental laboratory" means a facility that engages in the  
10 making, repairing, altering, or supplying of artificial restorations,  
11 substitutions, appliances, or materials for the correction of  
12 disease, loss, deformity, malposition, dislocation, fracture, injury  
13 to the jaws, teeth, lips, gums, cheeks, palate, or associated tissues  
14 or parts.

15            (3) "Material content disclosure" means a notice that contains  
16 the name, physical address, and registration number of the laboratory  
17 that received the dentist's work order and the city, state, and  
18 country of origin where the technological work was performed in whole  
19 or in part or laboratories that manufactured or repaired the dental  
20 prosthesis, either directly or indirectly, and the complete material  
21 content information of all patient contact materials used in a dental

1 prosthetic appliance, including whether United States food and drug  
2 administration compliant materials were used. The notice must be  
3 provided in a manner that can be easily entered into a patient  
4 record.

5 (4) "Work authorization" means a written instrument by which a  
6 dental laboratory subcontracts to another dental laboratory all or  
7 part of the manufacture or repair of a dental prosthetic appliance  
8 authorized by a work order from a licensed dentist.

9 (5) "Work order" means a written instrument prescribed by a  
10 licensed dentist directing a dental laboratory to manufacture or  
11 repair a dental prosthetic appliance for an individual patient.

12 NEW SECTION. **Sec. 2.** A new section is added to chapter 18.32  
13 RCW to read as follows:

14 (1) Each dental laboratory operating, doing business, or  
15 intending to operate or do business in this state shall register with  
16 the commission and pay the fee established pursuant to sections 3 and  
17 6 of this act.

18 (2) A dental laboratory is considered operating or doing business  
19 within this state if its work product is prepared pursuant to a  
20 written authorization originating within this state.

21 (3) This section does not apply to a dental laboratory operating  
22 in-office under the direct supervision of a practicing dentist  
23 licensed under this chapter, or in an educational institution as part  
24 of the institution's educational program provided that the laboratory  
25 does not also perform work pursuant to prescriptions or work orders  
26 originating from outside of the educational institution or  
27 supervising dentist's office. In order that such laboratory may  
28 receive any health or safety advisories, it must provide the  
29 commission with the name of the supervising dentist and other  
30 relevant contact information in the same manner required of  
31 registered dental laboratories.

32 NEW SECTION. **Sec. 3.** A new section is added to chapter 18.32  
33 RCW to read as follows:

34 (1) Each dental laboratory operating, doing business, or  
35 intending to operate or do business within this state must submit an  
36 application for registration of dental laboratory or renewal of  
37 registration of dental laboratory to the commission on a form

1 provided by the commission accompanied with the registration or  
2 renewal fee required. The application must include:

3 (a) The name, mailing address, phone number, and email address of  
4 the laboratory;

5 (b) The physical address of the laboratory if different from the  
6 mailing address;

7 (c) The name, mailing address, phone number, and email address of  
8 the responsible person or the name and license number of the  
9 supervising dentist who is licensed under this chapter;

10 (d) A statement that the laboratory meets the infectious control  
11 requirements under the occupational safety and health administration  
12 and the centers for disease control and prevention of the United  
13 States public health service;

14 (e) An acknowledgment by the responsible person or the  
15 supervising dentist that the laboratory will provide material  
16 disclosure to the prescribing dentist that contains the manufacturer  
17 and brand name or United States food and drug administration  
18 registration number of all patient contact materials contained in the  
19 prescribed restoration in order that the dentist may include those  
20 numbers in the patient's record; and

21 (f) An acknowledgment by the responsible person or the  
22 supervising dentist who is licensed in this state that he or she will  
23 disclose to the prescribing dentist the point of origin of the  
24 manufacture of the prescribed restoration. If the restoration was  
25 partially or entirely manufactured by a third-party provider, the  
26 point of origin disclosure must identify the portion manufactured by  
27 a third-party provider and the city, state, and country of the  
28 provider.

29 (2) Each dental laboratory shall pay a registration fee annually  
30 as determined by the secretary as provided in RCW 43.70.250. The  
31 registration fee shall not exceed two hundred fifty dollars annually.

32 NEW SECTION. **Sec. 4.** A new section is added to chapter 18.32  
33 RCW to read as follows:

34 (1) Upon the granting of a registration, the commission shall  
35 assign to that laboratory a dental registration number. The  
36 laboratory registration number must appear on all invoices or other  
37 correspondence of the laboratory.

38 (2) A dentist shall include the registration number of the dental  
39 laboratory on the dentist's work order.

1        NEW SECTION.    **Sec. 5.**    A new section is added to chapter 18.32  
2    RCW to read as follows:

3        (1)    Effective January 31, 2018, to be eligible for dental  
4    laboratory registration the applicant must document that the  
5    applicant or one of the applicant's employees who works at least  
6    thirty hours per week in the applicant's dental laboratory, has  
7    either: (a) Successfully completed at least twelve hours of  
8    continuing education in dental laboratory technology approved by the  
9    national board for certification in dental laboratory technology  
10   during the twelve months immediately preceding their application for  
11   registration; or (b) is certified by the national board for  
12   certification in dental laboratory technology as a certified dental  
13   technician in good standing.

14        (2)(a) Effective January 31, 2023, the commission may not issue a  
15   registration to a dental laboratory unless the applying dental  
16   laboratory documents that it employs a certified dental technician in  
17   good standing with the national board for certification in dental  
18   laboratory technology who works at least thirty hours per week in the  
19   applying dental laboratory or that it is operated under the  
20   supervision of a dentist licensed under this chapter.

21        (b) (a) of this subsection does not apply to a dental laboratory  
22   that provides the commission with documentation that the dental  
23   laboratory has been continuously owned and operated by the same  
24   individual since January 1, 1996.

25        NEW SECTION.    **Sec. 6.**    A new section is added to chapter 18.32  
26   RCW to read as follows:

27        Each dental laboratory registered with the commission must renew  
28   its registration before July 31st each year by completing and  
29   submitting a renewal of registration of dental laboratory form and  
30   paying a fee determined by the secretary as provided in RCW 43.70.280

31        NEW SECTION.    **Sec. 7.**    A new section is added to chapter 18.32  
32   RCW to read as follows:

33        If a dental laboratory violates any provision of this act, it is  
34   subject to disciplinary action pursuant to this chapter.

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