

LEGISLATURE OF NEBRASKA  
ONE HUNDRED SEVENTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 628**

FINAL READING

Introduced by Morfeld, 46.

Read first time January 20, 2021

Committee: Health and Human Services

1 A BILL FOR AN ACT relating to the Dentistry Practice Act; to amend  
2 section 38-1124, Reissue Revised Statutes of Nebraska; to change  
3 provisions relating to faculty licenses; to define terms; to repeal  
4 the original section; and to declare an emergency.

5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 38-1124, Reissue Revised Statutes of Nebraska, is  
2 amended to read:

3 38-1124 (1) The department, with the recommendation of the board,  
4 shall issue a faculty license to any person who meets the requirements of  
5 subsection (3) or (4) of this section. A faculty licensee may practice  
6 dentistry ~~only~~ as a faculty member at an accredited school or college of  
7 dentistry in the State of Nebraska. A faculty licensee and may also teach  
8 dentistry, conduct research, and participate in an institutionally  
9 administered faculty practice ~~only at such accredited school or college~~  
10 ~~of dentistry~~. A faculty licensee eligible for licensure under subsection  
11 (4) of this section shall limit ~~his or her~~ practice under such license to  
12 the clinical disciplines ~~discipline~~ in which the licensee ~~he or she~~ has  
13 received ~~postgraduate~~ education at an accredited school or college of  
14 dentistry or, with the approval of the board, the clinical disciplines in  
15 which the licensee has practiced under a license, including a faculty  
16 license or teaching permit, to practice dentistry within the past three  
17 years in another jurisdiction.

18 (2) Any person who desires a faculty license shall make a written  
19 application to the department. The application shall include information  
20 regarding the applicant's professional qualifications, experience, and  
21 licensure. The application shall be accompanied by a copy of the  
22 applicant's dental degree, any other degrees or certificates for  
23 postgraduate education of the applicant, the required fee, and  
24 certification from the dean of an accredited school or college of  
25 dentistry in the State of Nebraska at which the applicant has a contract  
26 to be employed as a full-time faculty member.

27 (3) An individual who graduated from an accredited school or college  
28 of dentistry shall be eligible for a faculty license if the individual ~~he~~  
29 ~~or she~~:

30 (a) Has or had a license, including a faculty license or teaching  
31 permit, to practice dentistry within the past three ~~five~~ years in another

1 ~~jurisdiction some other state in the United States or a Canadian~~  
2 ~~province; and~~

3 ~~(b) Has a contract to be employed as a full-time faculty member at~~  
4 ~~an accredited school or college of dentistry in the State of Nebraska;~~

5 ~~(b) (e) Passes a jurisprudence examination administered by the~~  
6 ~~board; and~~

7 ~~(d) Agrees to demonstrate continuing clinical competency as a~~  
8 ~~condition of licensure if required by the board.~~

9 (4) An individual who graduated from a nonaccredited school or  
10 college of dentistry shall be eligible for a faculty license if the  
11 individual he or she:

12 (a)(i) Has or had a license, including a faculty license or teaching  
13 permit, to practice dentistry within the past three years in another  
14 jurisdiction;

15 (ii) (a) Has completed at least two years of postgraduate education  
16 at an accredited school or college of dentistry recognized by the  
17 national commission and received a certificate or degree from such school  
18 or college of dentistry; or

19 (iii) Has additional education in dentistry at an accredited school  
20 or college of dentistry that is determined by the board to be equivalent  
21 to a program recognized by the national commission, including, but not  
22 limited to, a postgraduate certificate or degree in operative dentistry;

23 ~~(b) Has a contract to be employed as a full-time faculty member at~~  
24 ~~an accredited school or college of dentistry in the State of Nebraska;~~

25 ~~(b) (e) Passes a jurisprudence examination administered by the~~  
26 ~~board; and~~

27 ~~(d) Agrees to demonstrate continuing clinical competency as a~~  
28 ~~condition of licensure if required by the board; and~~

29 ~~(c) (e) Has passed at least one of the following:~~

30 ~~(i) Part I and Part II of the National Board Dental Examinations~~  
31 ~~administered by the joint commission; or its equivalent~~

1        (ii) The Integrated National Board Dental Examination administered  
2 by the joint commission;

3        (iii) A specialty board examination recognized by the national  
4 commission;

5        (iv) An examination administered by the National Dental Examining  
6 Board of Canada; or

7        (v) An equivalent examination as determined by the Board of  
8 Dentistry.

9        (5) A faculty license shall expire at the same time and be subject  
10 to the same renewal requirements as a regular dental license, except that  
11 such license shall remain valid and may only be renewed if the faculty  
12 licensee completes continuing education as required by the rules and  
13 regulations adopted and promulgated under the Dentistry Practice Act and  
14 demonstrates continued employment at an accredited school or college of  
15 dentistry in the State of Nebraska. ÷

16        (6) In order for an applicant to qualify for a faculty license  
17 pursuant to subdivision (4)(a)(iii) of this section, the applicant shall  
18 present, for review and approval by the board, a portfolio which  
19 includes, but is not limited to, academic achievements, credentials and  
20 certifications, letters of recommendation, and a list of publications.

21        (7) For purposes of this section:

22        (a) Another jurisdiction means some other state in the United  
23 States, a territory or jurisdiction of the United States, or a Canadian  
24 province;

25        (b) Joint commission means the American Dental Association Joint  
26 Commission on National Dental Examinations; and

27        (c) National commission means the National Commission on Recognition  
28 of Dental Specialties and Certifying Boards.

29        ~~(a) The faculty licensee remains employed as a full-time faculty~~  
30 ~~member of an accredited school or college of dentistry in the State of~~  
31 ~~Nebraska; and~~

1           ~~(b) The faculty licensee demonstrates continuing clinical competency~~  
2 ~~if required by the board.~~

3           Sec. 2.   Original section 38-1124, Reissue Revised Statutes of  
4 Nebraska, is repealed.

5           Sec. 3.   Since an emergency exists, this act takes effect when  
6 passed and approved according to law.