

Chapter 28. Board of Dental Examiners.

(Words in **boldface and underlined** indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted. Complete new sections are not in boldface or underlined.)

12 AAC 28.010(e)(5)(B) is amended to read:

(B) provide documentation that at least 20 [OF THE 50 ANESTHESIA OR DEEP] sedation cases were individually managed patients younger than 13 years of age.

(Eff. 4/10/70, Register 34; am 5/29.98, Register 146; am 6/24/2012, Register 202; am 12/15/2013, Register 208; am 4/14/2018, Register 226; am 12/9/2018, Register 228; am 5/1/2019, Register 230; am ____/____/____, Register ____)

Authority: AS 08.01.065 AS 08.36.100 AS 08.36.234
AS 08.36.070 AS 08.36.110 AS 08.36.250

12 AAC 28.068 is repealed and readopted to read:

12 AAC 28.068. On-site inspections. (a) A licensed dentist who holds a permit for deep sedation or general anesthesia under 12 AAC 28.010, or holds a permit for moderate sedation or minimal sedation for patients younger than 13 years of age under 12 AAC 28.015, must obtain at least once every four years, an on-site inspection where sedation or anesthesia is provided. The inspection must be conducted by an organization approved by the board under (b) of this section. If the permit holder provides anesthesia or sedation in more than one office, the permit holder must choose one office for the inspection and provide an attestation that all the same inspection standards have been met in each office where anesthesia or sedation is provided.

(b) Organizations approved by the board to perform an on-site inspection of a dental office where anesthesia or sedation is provided include

- (1) the Accreditation Association for Dental Offices (AAFDO);
- (2) the American Association of Oral and Maxillofacial Surgeons (AAOMS);
- (3) the American Association for Accreditation of Ambulatory Surgery Facilities (AAAASF);
- (4) the Accreditation Association for Ambulatory Health Care (AAAC); or
- (5) other substantially equivalent organizations approved by the board that conduct inspections in accordance with applicable guidelines provided in the *Office Anesthesia Evaluation Manual*, Ninth Edition, 2019, adopted by reference.

(c) For anesthesia or sedation permits issued before ____/____/____ {*effective date of regulations*}, an on-site inspection required under this section must be completed by the end of the first full renewal period after ____/____/____ {*effective date of regulations*}.

(d) For initial anesthesia or sedation permits issued on or after ____/____/____ {*effective date of regulations*}, an on-site inspection must be completed not later than two years after issuance.

(e) Unless otherwise provided under (c) or (d) of this section, a licensed dentist who seeks to renew a permit to administer deep sedation or general anesthesia under 12 AAC 28.010, or moderate sedation or minimal sedation for patients younger than 13 years of age under 12 AAC 28.015, must submit documentation of an on-site inspection by an organization approved by the board under (b) of this section within the previous four years before the end of the licensing period.

(f) If the inspection report submitted to the board finds the equipment, facilities, or personnel training are inadequate to assure safe use of anesthesia or sedation, the board will allow for a follow-up inspection not later than 90 days after the date of the submitted report. If

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after review of the follow-up inspection the board finds that the equipment, facilities, or trained personnel are still inadequate to assure safe use of sedation or anesthesia, the board may deny issuance or renewal of a permit under 12 AAC 28.010 or 12 AAC 28.015, or order the dentist to immediately cease sedation or anesthesia services if provided under 12 AAC 28.030. (Eff.

4/14/2018, Register 226; am ____/____/_____, Register ____)

Authority: AS 08.01.075 AS 08.01.087 AS 08.36.070

Editor's note: A copy of the *Office Anesthesia Evaluation Manual*, adopted by reference in 12 AAC 28.068, can be obtained by contacting the **American Association of Oral and**

Maxillofacial Surgeons, 9700 West Bryn Mawr Avenue, Rosemont, Illinois 60018-5701

[AMERICAN DENTAL ASSOCIATION, 211 EAST CHICAGO AVENUE, CHICAGO, ILLINOIS 60611-2678].

12 AAC 28.400(a)(2) is amended to read:

(2) cardiopulmonary resuscitation (CPR) certification that meets the requirements of [AS 08.36.070 AND] 12 AAC 28.920; and

12 AAC 28.400(a)(3) is amended to read:

(3) if the applicant holds a valid federal Drug Enforcement Administration registration number, verification that the applicant has completed not less than two hours of continuing education in pain management and opioid use and addiction [DURING THE CONCLUDING LICENSING PERIOD].

12 AAC 28.400(b)(2) is amended to read:

(2) cardiopulmonary resuscitation (CPR) certification that meets the requirements of [AS 08.36.070 AND] 12 AAC 28.920.

12 AAC 28.400 is amended by adding a new subsection to read:

(f) Except as provided under 12 AAC 02.965, the continuing education requirements of 12 AAC 28.010, 12 AAC 28.015, and 12 AAC 28.400 – 12 AAC 28.410 must be completed during the concluding licensing period. (Eff. 4/1088, Register 106; am 2/18/93; Register 125; am 4/8/93, Register 126; am 5/29/98, Register 146; am 12/5/2009, Register 192; am 12/15/2013, Register 208; am 9/26/2018, Register 227; am 3/5/2020, Register 233; am ____ / ____ / _____, Register _____)

Authority: AS 08.32.071 AS 08.36.070 AS 08.36.344
 AS 08.32.085 AS 08.36.250

12 AAC 28.405(a)(1) is amended to read:

(1) completion of at least one-half of the number of contact hours of continuing education required by 12 AAC 28.400(a)(1) for each complete [CALENDAR] year that the applicant was licensed during the concluding licensing period; and

12 AAC 28.405(a)(2) is amended to read:

(2) cardiopulmonary resuscitation (CPR) certification that meets the requirements of [AS 08.36.070 AND] 12 AAC 28.920.

12 AAC 28.405(b)(1) is amended to read:

(1) completion of at least one-half of the number of contact hours of continuing

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education required by 12 AAC 28.400(b)(1) and (c) for each complete [CALENDAR] year that the applicant was licensed during the concluding licensing period; and

12 AAC 28.405(b)(2) is amended to read:

(2) cardiopulmonary resuscitation (CPR) certification that meets the requirements of [AS 08.36.070 AND] 12 AAC 28.920. (Eff. 5/29/98, Register 146; am 12/5/2009, Register 192; am 3/5/2020, Register 233; am ____/____/____, Register _____)

Authority: AS 08.32.071 AS 08.36.070 AS 08.36.344
AS 08.32.085 AS 08.36.250