

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1859 Session of
1985

INTRODUCED BY CESSAR, IRVIS, McVERRY, BURD, DUFFY, PRESTON,
MARKOSEK, MAYERNIK, GALLEN, DIETZ, DAVIES, TELEK, POTT, BOOK,
TRELLO AND SWEET, NOVEMBER 12, 1985

REFERRED TO COMMITTEE ON HEALTH AND WELFARE, NOVEMBER 12, 1985

AN ACT

1 Amending the act of May 1, 1933 (P.L.216, No.76), entitled "An
2 act relating to dentistry; defining and providing for the
3 licensing and registration of dentists and dental hygienists,
4 and for the revocation and suspension of such licenses and
5 registrations, subject to appeal, and for their
6 reinstatement; defining the powers and duties of the State
7 Dental Council and Examining Board and the Department of
8 Public Instruction; providing penalties; and repealing
9 existing laws," further providing for the powers of the board
10 to license certain persons.

11 The General Assembly of the Commonwealth of Pennsylvania
12 hereby enacts as follows:

13 Section 1. Section 3(c) of the act of May 1, 1933 (P.L.216,
14 No.76), known as The Dental Law, amended May 2, 1985 (P.L.18,
15 No.8), is amended to read:

16 Section 3. General Powers of the State Dental Council and
17 Examining Board.--The State Dental Council and Examining Board
18 (hereinafter called the board), created, appointed, and
19 organized in accordance with the provisions of the
20 Administrative Code, and its amendments, shall have power:

21 * * *

1 (c) To provide for and to regulate the licensing, and to
2 license to practice dentistry, after examination, any duly
3 qualified applicant, at least twenty-one years of age, of good
4 moral character, not addicted to the use of intoxicating liquor
5 or narcotic drugs, who has obtained the required education,
6 together with a diploma from an approved institution or college
7 conferring upon him or her the degree of doctor of dental
8 surgery or other established dental degree, unless he has been
9 convicted of a felonious act prohibited by the act of April 14,
10 1972 (P.L.233, No.64), known as "The Controlled Substance, Drug,
11 Device and Cosmetic Act," or convicted of a felony relating to a
12 controlled substance in a court of law of the United States or
13 any other state, territory or country. An applicant's statement
14 on the application declaring the absence of a conviction shall
15 be deemed satisfactory evidence of the absence of a conviction,
16 unless the board has some evidence to the contrary. Where the
17 graduate has been convicted of any such felonious act and there
18 remains good cause to grant him a license, he shall have the
19 burden to prove that he has been rehabilitated and that this
20 conviction will in no way impair his ability to practice
21 dentistry.

22 * * *

23 Section 2. This act shall take effect in 60 days.