

3
4 **SENATE BILL No. 333**

5
6 By Committee on Ways and Means

7
8 2-19
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10 AN ACT concerning the state board of regents; related to Kansas resi-
11 dents designated for admission to certain accredited schools of den-
12 tistry; requiring agreements for service commitments and repayment
13 of certain amounts.
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15 *Be it enacted by the Legislature of the State of Kansas:*

16 Section 1. For the purposes of designating persons for guaranteed
17 admission to and continued enrollment at accredited schools or colleges
18 of dentistry in a course of instruction leading to a doctor of dental surgery
19 degree in accordance with a contract under K.S.A. 76-721a and amend-
20 ments thereto, the state board of regents shall designate persons who are
21 Kansas residents and who enter into a written agreement with the state
22 board of regents in accordance with section 2, and amendments thereto.

23 Sec. 2. An agreement entered into by the state board of regents and
24 a Kansas resident who is an undergraduate student enrolled in or admit-
25 ted to an accredited school or college of dentistry pursuant to a contract
26 which provides for guaranteed admission and continued enrollment of
27 such person therein and which was entered into for such purpose under
28 K.S.A. 76-721a, and amendments thereto, shall require that the person:

29 (a) Complete the required course of instruction in dentistry and re-
30 ceive the degree therefor;

31 (b) apply for and obtain a license to practice dentistry in Kansas;

32 (c) engage in the full-time practice of dentistry for a period of 12
33 months in Kansas for each year in which such person is so enrolled pur-
34 suant to a contract under K.S.A. 76-721a, and amendments thereto;

35 (d) commence such full-time practice of dentistry within nine months
36 after licensure and continue such full-time practice in Kansas for a con-
37 secutive period of months equal to the total number of months required
38 under the agreement;

39 (e) maintain records and make reports to the state board of regents
40 to document the satisfaction of the obligation under such agreement to
41 engage in the full-time practice of dentistry in Kansas and to continue
42 such full-time practice for a consecutive period of months equal to the
43 total number of months required under the agreement; and

1 (f) upon failure to satisfy an agreement to engage in the full-time
2 practice of dentistry in Kansas for the required period of time under such
3 agreement, repay amounts to the state board of regents as provided in
4 section 3, and amendments thereto.

5 Sec. 3. (a) Except as otherwise provided in section 4, and amend-
6 ments thereto, and subsection (e), upon the failure of any person to satisfy
7 the obligation to engage in the full-time practice of dentistry within the
8 state of Kansas for the required period of time under an agreement en-
9 tered into pursuant to section 2, and amendments thereto, such person
10 shall repay to the state board of regents an amount equal to the total of
11 (1) the difference between the cost of tuition and fees at the accredited
12 school of dentistry attended by such person and the average cost of tuition
13 and fees for in-state tuition at a state board of regents institution as fixed
14 by the state board of regents for guaranteed admission and continued
15 enrollment of such person in an accredited school or college of dentistry
16 pursuant to a contract entered into therefor under K.S.A. 76-721a, and
17 amendments thereto, plus (2) annual interest at a rate of 15% from the
18 date such money was paid pursuant to such contract.

19 (b) Each person required to repay any amount under this section shall
20 repay an amount totaling the entire amount to be repaid under such
21 agreement for which such obligation is not satisfied, including all interest
22 at the rate prescribed. Except as otherwise provided in this section, such
23 repayment shall be in installment payments and each such installment
24 shall be not less than the amount equal to $\frac{1}{5}$ of the total amount which
25 would be required to be paid if repaid in five equal annual installments.

26 (c) All installment payments under this section shall commence six
27 months after the date of the action or circumstance that causes the failure
28 of the person to satisfy the obligations of such agreement, as determined
29 by the state board of regents based upon the circumstances of each in-
30 dividual case. If an installment payment becomes 91 days overdue, the
31 entire amount outstanding shall become immediately due and payable,
32 including all interest at the rate prescribed.

33 (d) The total repayment obligation imposed under the agreement en-
34 tered into under section 2, and amendments thereto, may be satisfied at
35 any time prior to graduation from the accredited school or college of
36 dentistry by making a single lump-sum payment equal to the total of (1)
37 the entire amount to be repaid under such agreement upon failure to
38 satisfy the obligation under such agreement to practice in Kansas, plus
39 (2) all interest thereon at the rate prescribed to the date of payment.

40 (e) If a person fails to satisfy an obligation to engage in the full-time
41 practice of dentistry in Kansas for the required period of time under an
42 agreement entered into pursuant to section 2, and amendments thereto,
43 because such person is engaged in the practice of dentistry in a state

1 other than Kansas, and if such person is subject to or currently making
2 repayments under this section and if such person subsequently com-
3 mences the practice of dentistry in this state which complies with the
4 agreements entered into under such statute, the balance of the repayment
5 amount, including interest thereon, from the time of such commence-
6 ment of practice until the obligation of such person is satisfied, or until
7 the time such person again becomes subject to repayments, shall be
8 waived. All repayment amounts due prior to such commencement of
9 practice in this state, including interest thereon, shall continue to be pay-
10 able as provided in this section. If subsequent to such commencement of
11 practice, the person fails to satisfy such obligation, the person again shall
12 be subject to repayments, including interest thereon, as otherwise pro-
13 vided in this section.

14 Sec. 4. (a) An obligation to engage in the practice of dentistry in
15 accordance with an agreement under section 2, and amendments thereto,
16 shall be postponed: (1) During any required period of active military
17 service; (2) during any period of service as a part of volunteers in service
18 to America (VISTA); (3) during any period of service in the peace corps;
19 (4) during any period of service commitment to the United States public
20 health service; (5) during any period of religious missionary work con-
21 ducted by an organization exempt from tax under subsection (c) of section
22 501 of the federal internal revenue code of 1954, as amended; (6) during
23 the period of time the person obligated is engaged solely in the teaching
24 of dentistry; (7) during the period of time the person obligated is engaged
25 solely in dental research; ~~or~~ (8) during any period of temporary medical
26 disability during which the person obligated is unable because of such
27 medical disability to practice dentistry; **or (9) during the period of time**
28 ***the person obligated is enrolled in an accredited school of dentistry***
29 ***receiving instruction in a recognized dental specialty or postgrad-***
30 ***uate dental program.*** Except for clause (8) of this subsection (a), an
31 obligation to engage in the practice of dentistry in accordance with an
32 agreement under section 2, and amendments thereto, shall not be post-
33 poned more than five years from the time the practice of dentistry was
34 to have been commenced under any such agreement. An obligation to
35 engage in the practice of dentistry in accordance with an agreement under
36 section 2, and amendments thereto, shall be postponed under clause (8)
37 of this subsection (a) during the period of time the medical disability
38 exists.

39 (b) An obligation to engage in the practice of dentistry in accordance
40 with an agreement under section 1, and amendments thereto, shall be
41 satisfied: (1) If the obligation to engage in the practice of dentistry in
42 accordance with an agreement under section 2, and amendments thereto,
43 has been completed; (2) if the person obligated dies; (3) if, because of

1 permanent physical disability, the person obligated is unable to practice
2 dentistry; **or** (4) if the person obligated fails to satisfy the requirements
3 for a degree from an accredited school or college of dentistry after such
4 person has made their best efforts to obtain such degree; ~~or (5) if the~~
5 ~~person obligated fails to satisfy all requirements for a permanent license~~
6 ~~to practice dentistry in Kansas or any other jurisdiction or has been denied~~
7 ~~a license after such person has applied for a license and has made their~~
8 ~~best efforts to obtain a license.~~

9 ***Sec. 5. The provisions of this act shall apply to students enter-***
10 ***ing their first year of an accredited school of dentistry commencing***
11 ***with the 2002-03 school year.***

12 ~~Sec. 5-6.~~ This act shall take effect and be in force from and after its
13 publication in the statute book.

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