



THIRTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
First Regular Session)

SENATE

Arduin

S. B. No. 1044

Introduced by Senator Jinggoy Ejercito Estrada

EXPLANATORY NOTE

Republic Act No. 4419, otherwise known as "The Philippine Dental Act of 1965," was approved on June 19, 1965 mainly to provide for the regulation, control and supervision of the practice of dentistry in the Philippines. Experts consider the practice of dentistry as one of the leading and important professions in the Philippines today. In fact, economist have expressed major concern over the dental health problems of the country stating that, "in economic terms, every tooth affected means the loss of productivity of two days." More than thirty years after the approval of R. A. 4419, it is believed that the law no longer reflects the present state of dental profession due to economic developments, scientific advances and technological trends that need to be addressed.

Thus the proposed bill seeks to amend R. A. 4419 for the purpose of encouraging Filipino dentist prepare themselves for global competition and keeping them abreast of socio-economic development, scientific advances and technological breakthroughs. Among the salient features of the proposed measure are the following namely:

1. to safeguard the public against those who would be specialists who do not meet the necessary qualifications of a specialist, by regulating the proliferation of specialty groups;
2. to conform with provisions of Presidential Decree No. 223, as amended, creating the Professional Regulation Commission;
3. To eliminate the possibility that unlicensed graduates of dentistry embark in illegal practice;
4. To upgrade the standard of the profession by requiring those who had failed three times in the Board Examinations to take a refresher course for one year in a dental school or college accredited by the Professional Regulation Commission.
5. To enhance the profession by seeking congressional funding for the Council for the Advancement of Dental Research;
6. To further protect the private practitioners and the public as well, by increasing the penalty for any violation of the measure with a fine ranging from Fifty thousand pesos (P50,000.00) to Two hundred thousand pesos

(P200,000.00) or imprisonment of not less than ten years and one day nor more than twenty years, or both; and

7. To make the Regulatory Code of Dental Practice as an integral part of the proposed measure.

In the light of government's objective to prepare Filipino professionals toward modernization and globalization, the approval of this bill is earnestly sought.


JINGGOY EJERCITO ESTRADA
Senator

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04 JUN 20 01:30

SENATE

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Introduced by Senator Jinggoy Ejercito Estrada

AN ACT
UPGRADING THE STANDARD OF DENTAL PROFESSION/ IN THE PHILIPPINES
AMENDING FOR THE PURPOSE REPUBLIC ACT. NO. 4419 ENTITLED, "AN ACT
TO REGULATE THE PRACTICE OF DENTISTRY IN THE PHILIPPINES, AND FOR
OTHER PURPOSES"

*Be it enacted by the Senate and House of Representative of the Philippines in
Congress assembled:*

SECTION 1. **Short Title.** This Act shall be known as the "Philippine Dental Reform Act of 2004."

SECTION 2. **Declaration of Policy.** It is hereby declared the policy of the State to encourage Filipino professionals prepare themselves for global competition. To this end, the government shall take necessary steps to upgrade the standards in the practice of dental profession in the Philippines to keep abreast of socio-economic development, scientific advances and technological breakthroughs.

SECTION 3. Republic Act No. 4419, otherwise known as the "Philippines Dental Act of 1965" is hereby amended to read as follows:

ARTICLE I. – Title of Act

SEC. 1. Title of Act. – This Act shall be known as "The Philippine Dental REFORM Act of [1965] 2004."

ARTICLE II. – Objectives and Implementation

SEC. 2. Objectives. – This Act provides for (a) the regulation control and supervision of the practice of dentistry in the Philippines, (b) the giving of licensure examinations to graduates of recognized [dental] school OF DENTISTRY for the purpose of registration; (C) THE ACCREDITATION, MONITORING AND SUPERVISION, OF THE VARIOUS SPECIALTIES; [(c)] (D) the regulation and standardization of UNDERGRADUATE AND POST GRADUATE CONTINUING DENTAL EDUCATION; [(d)] (E) the promotion and development of dental research in the country; (F) THE ENFORCEMENT OF THE REGULATORY CODE ETHICS AND DENTAL PRACTICE IN THE PHILIPPINES WHICH IS HEREBY MADE AN INTEGRAL PART OF THIS ACT; AND [(e)] (G) the stipulation of penalties for infraction and violations of this Act, or any other laws, rules and regulation authorized under the provision of this Act.

SEC. 3. Implementation – For the purpose of attaining or carrying out the objectives of this Act, and in order to implement the [other] provisions thereof, [there are created] the following agencies ARE HEREBY CREATED: (A) [The] Board of [Dental Examiners] DENTISTRY; (b) [The] council [on] OF Dental Education; and (c) [the] Council for the Advancement of Dental Research.

**"ARTICLE III. – The Board of [Dental Examiners]
DENTISTRY**

SEC. 4. Composition. – The Board of [Dental Examiners] DENTISTRY shall composed of five members to be appointed by the President of the Philippines from among [candidates certified] NOMINEES RECOMMENDED BY THE PROFESSIONAL REGULATION COMMISSION AS NOMINATED by the Philippines Dental Association [and/or any other bona fide dental association,] upon the recommendation of its constituent chapter societies [for affiliate organizations,] as possessing the qualifications prescribed in Section [Five] 5 of this Act [, said appointments being subject to confirmation by the Commission of Appointments].

SEC. 5. Qualifications. – [The] A member[s] of the Board shall, at the time of HIS appointment FOR THE DURATION OF HIS INCUMBENCY: (a) be a natural born citizen of the Philippines and actually A resident thereof; (B)

BE OF GOOD MORAL CHARACTER AND INTEGRITY AS CERTIFIED BY THE CHAPTER PRESIDENT; [(b)] (C) be a duly registered dentist in the Philippines; [(c)] (D) must have had at least ten years practice of the profession; (E) MUST HAVE AT LEAST FIVE (5) CONSECUTIVE YEARS TEACHING EXPERIENCE AND MUST HAVE A POST GRADUATE EDUCATION IN DENTISTRY; [(d)] (F) must not be a member of the UNDERGRADUATE faculty of any school, college or university where dentistry is taught, nor shall have directly or indirectly, any pecuniary interest in such institution FOR A PERIOD OF THREE (3) YEARS PRIOR TO HIS APPOINTMENT; [(e)] (G) must not be connected in any capacity with any business enterprise, firm or company engaged in the buying, selling or manufacture of dental goods, equipment, materials or supplies FOR A PERIOD OF THREE (3) YEARS PRIOR TO HIS APPOINTMENT; and [(f)] (H) must be a member of good standing of the Philippine Dental Association [and/or any other bona fide dental association] AAND HIS LOCAL CHAPTER SOCIETY for the last five years. PROVIDED, HOWEVER, THAT NO MEMBER OF THE BOARD MAY QUALIFY TO ANYPOSITION, ELECTIVE OR APPOINTIVE, IN THE PHILIPPINE DENTAL ASSOCIATION AND/OR OTHER DENTAL ORGANIZATIONS DULY ACCREDITED BY THE PROFESSIONAL REGULATIION COMMISSION DURING HIS INCUMBENCY.

SEC. 6. *[Tenure] TERM of Office.* – The member of the board shall serve for a term of five (5) years. [Provided, however, That not more than one member shall be appointed for the full term within the same calendar year, and that appointments shall be made to fill existing vacancies only so that the term of one member shall be due to expire every year: Provided, further, That] The member serving the last year of his term shall automatically become the chairman of the Board, and shall not be [entitled] ABLE to succeed himself immediately after the expiration of his tenure of office; PROVIDED, HOWEVER, THAT APPOINTMENT FOR ANY EXISTING VACANCY OR VACANCIES SHALL BE MADE WITHIN ONE MONTH FROM THE TIME THE VACANCY OCCURRED FOR THE UNEXPIRED TERM ONLY, SO THAT THE TERM OF ONE MEMBER SHALL BE DUE TO EXPIRE EVERY YEAR.

SEC. 7. *Compensation* – The CHAIRMAN AND member of the Board shall [each] receive [as] A BASIC compensation, [a fee of ten pesos per capita

of candidates examined] AS PROVIDED BY THE PROFESSIONAL REGULATION COMMISSION. [The chairman of the Board shall received no extra compensation.]

SEC. 8. *Removal from office.* Any member of the Board, including the chairman, may be removed for [incompetency or continued neglect of duty, for commission or toleration of irregularities in the examination, or for unprofessional or dishonorable conduct,] ANYOF THE FOLLOWING CAUSES after a proper administrative investigation: (A) INCOMPETENCE OR NEGLECT OF DUTY,(B) COMMISSION OR TOLERANCE OF IRREGULARITIES IN THE QUALIFYING EXAMINATIONS, AND (C) UNPROFESSIONALS OR DISHONORABLE CONDUCT.

SEC. 9. *Power vested in the Board.* – The Board of [Dental Examiners] DENTISTRY is vested with authority, conformably with the provision of this Act[,]; to issue, suspend or revoked certificates of registration for the practice of dentistry, or to reissue the same, subject to the [approval of the President of the Philippines] DECISION OF THE PROFESSIONAL REGULATION COMMISSION[,]; (B) [The shall have the power] to administer oaths[,] TO NEW DENTISTS; (C) to investigate violations of this Act or other laws and regulations within the jurisdiction of the Board, and for the purpose, it may, under the hand of this chairman and SEAL OF THE Board, issue a summons, subpoena or subpoena duces tecum to alleged violators of this Act and witnesses thereof, and thereby compel their attendance[,]; [The Board shall also have the power to visit dental school to determine whether the minimum requirements prescribed by law and/or the Council on Dental Education are complied with. The Board shall exercise the power conferred upon it by this Act, shall from time to time] (D) TO look FROM TIME TO TIME into the conditions affecting the practice of dentistry in the Philippines[,and]; (E) whenever necessary, TO adopt or recommend such measures, or discharge such duties, as maybe deemed proper for the advancement of the profession[, the maintenance of accepted ethical and technical standards,] and the vigorous enforcement of this Act; AND (F) TO ACCREDIT AND REGULATE CENTERS OFFERING REVIEW COURSES, STUDY CLLUBS, REFRESHER COURSES, SEMINARS, WORKSHOPS AND CONTINUING EDUCATION PROGRAMS, NOT UNIVERSITY BASED EXCEPTSPRC ACCREDITED SPECIALTY ORGANIZATION.

SEC. 10. Rules and Regulation. – The Board of [Dental Examiners] DENTISTRY, with the approval of the [Commission of Civil Service] PROFESSIONAL REGULATION COMMISSION, shall promulgate [and] adopt AND IMPLEMENT such rules and regulations [as may be necessary] to [implement or] carry out the provisions of this Act, specially those relating to the proper conduct of the examinations, custody and correction of examination papers, registration of dentist, and enforcement of the Code of Ethics for dentists].

SEC. 11. Secretary of the Board. – The secretary of the PROFESSIONAL REGULATORY Board[s of Examiners] SHALL BE appointed BY THE COMMISSIONER OF THE PROFESSIONAL REGULATION COMMISSION [in accordance with Section one of Republic Act Numbered Five hundred forty-six shall also be the secretary of the Board of Dental Examiners.] SUBJECT TO THE PROVISIONS OF EXISTING LAWS. All records and minutes of the deliberations and proceedings of the Board, [including examination papers], and other confidential documents[,] shall be kept [by the Civil Service Commission] under the direct custody of the [secretary of the Board] PROFESSIONAL REGULATION COMMISSION. The secretary shall also keep a complete register of all persons to whom certificates of registration as dentist have been issued, indicating the name, sex, issued, date and place of birth, post office address, the name of the school or university where the registrant graduated, date of graduation and the date [when he passed] OF AND RATING IN the qualifying examinations.

Sec. 12. Annual Report. – The Board shall, within sixty days after the close of each fiscal year, prepare and submit an annual report to the [President of the Philippines] COMMISSIONER OF THE PROFESSIONAL REGULATION COMMISSION which shall include a detailed account of the proceedings of the Board during the year, an up-to-date register of dentists in the country, [indicating those in private practice and those in the government service,] and [embodying such] recommendation as the Board may desire to make

ARTICLE IV. – Examination and Registration

SEC. 13. *Prerequisite to the practice of dentistry.* – Unless specially exempt and authorized by this Act, no person shall engage in the practice of dentistry in the Philippines without a certificate of registration as dentist issued to him by the Board of [Dental of Examiners] DENTISTRY after successfully passing the required qualifying LICENSURE examination FOR DENTISTS.

SEC. 14. *Definition of practice of Dentistry.* – A person shall be regarded as [engage in the practice of] PRACTICING dentistry or rendering dental service, within the meaning and intent of this Act, who shall for fee, salary, compensation, or [any form of] reward, paid to him or through another, or even without such compensation or reward, perform any operation or part an operation, upon the human mouth, jaws, teeth, and surrounding tissues; prescribed drugs or medicines for the treatment of oral diseases and lesions; or correct malpositions of the teeth: Provided, however, That this provision shall not apply to artisans or DENTAL technicians engaged in the mechanical construction of artificial dentures or fixture and other oral devices, as long as non such procedures is done inside the mouth of the patient; nor shall this provision apply to students of dentistry undergoing practical training in a legally constituted dental school of college under the direction or supervision of a member of the faculty who is duly licensed to practice dentistry in the Philippines; or to registered dental hygienists serving as [dentists'] DENTAL assistants who may be allowed to perform PREVENTIVE oral [prophylaxis and such other] HYGIENE procedures which the law regulating the practice of dental hygienists may permit; OR TO UNDERBOARD DENTAL GRADUATED WORKING AS DENTAL ASSISTANTS TO LICENSED AND REGISTERED DENTISTS AUTHORIZED TO ORACTICE DENTISTRY IN THE PHILIPPINES WHO ARE ENGAGED IN PRIVATE PRACTICE PROVIDED THAT, THESEUNDERBOARD DENTAL GRADUATES WORK UNDER THEIR DIRECT SUPERVISION.

SEC. 15. *Exemption from registration.* – Certificates of registration shall not be required of commissioned dental officers of the army, navy and air forces of any foreign country, whose operations in the Philippines are permitted by the Government, while rendering DENTAL services as such for the members of said forces only; and of dentists or oral surgeons from other countries who are invited for consultations [or] AND demonstration,

Provided, that in such cases their work shall be limited to the specific tasks assigned to them[,and]; Provided, Further, that a [previous authority has been granted by the Board of Dental Examiners who shall have the discretion to determine the duration of said authority] SPECIAL PERMIT HAS BEEN PREVIOUSLY GRANTED BY THE BOARD OF DENTISTRY STATING THEREIN THE DURATION OF SUCH PERMIT, but in no case shall it exceed the period of [thirty] FIFTEEN (15) days; PROVIDED, FURTHER, THAT THE PHILIPPINE DENTAL ASSOCIATION THROUGH ITS CONSTITUENT CHAPTER AND AFFILIATE SHALL MONITOR SUCH ACTIVITIES.

SEC. 16. *Frequency of examination.* Licensure examination for candidates desiring to practice dentistry in the Philippines shall be conducted by the Board twice a year in Manila, the first examination to be held not earlier than two months nor later than three months after the termination of the school year, the second to be held six month thereafter, subject to approval of the [Commission of the Civil Service] PROFESSIONAL REGULATION COMMISSION. The Board shall publish or cause to be published the date[s] of examination, or any change thereof, at least ninety days before the scheduled examination.

SEC. 17. *Qualification for admission for examination.* – In order to be admitted to the licensure examination for dentists, an applicant must, at the time of his filing application [thereof] THEREFORE, establish to the satisfaction of the Board that: (a) he is a citizen of the Philippines; OR IF HE A CITIZEN OF ANY FOREIGN COUNTRY, THAT HE SATISFIES THE REQUIREMENT FOR RECIPROCITY AS CONTEMPLATED UNDER SECTION 38 OF THIS ACT, AS WELL AS THE PROVISION OF THE RECIPROCITY AGREEMENT BETWEEN THE TWO COUNTRIES WHETHER AN EXAMINATION IS REQUIRED OR NOT; (b) he possesses good moral character; [(c)] he had finished at least a two-year pre-dental course which complies with the minimum requirements of the Council on Dental Education; and [(d)] (C) he [shall be a holder of the degree of either] IS A GRADUATE OF RECOGNIZED AND LEGALLY CONSTITUTED UNIVERSITY, COLLEGE, SCHOOL OR INSTITUTE WITH A DEGREE OF Doctor of Dental Medicine (D.M.D.) [or Doctor of Dental Surgery (D.D.S.),] or [their] ITS equivalent[s, conferred a holder of the degree of either] IS A GRADUATE OF RECOGNIZED AND LEFALLY

CONSTITUTED UNIVERSITY, COLLEGE, SCHOOL OR INSTITUTE WITH A DEGREE OF Doctor of Dental medicine (D.M.D.) [or Doctor of Dental Surgery (D.D.S.),] or [their] ITS equivalent[s, conferred by a recognized and legally constituted, university, college, school or instituted.]; AND (D) IF HE HAD FAILED IN EITHER THE EXAMINATION FOR DENTISTS FOR THREE TIMES, "HE MUST TAKE A REFRESHER COURSE FOR ONE YEAR IN A DENTAL SCHOOL OR COLLEGE ACCREDITED NY THE PROFESSIONAL REGULATION COMMISSION; PROVIDED THAT, SUCH APPLICANT MUST PRESENT A CERTIFICATION TO THIS EFFECT FROM THE DEAN OF THE COLLEGE OF DENTISTRY WHERE HE TOOK THE REFRESHER COURSE; AND PROVIDED, FURTHER, THAT THIS GIVES THE APPLICANT OPPORTUNITY FOR ANOTHER THREE EXAMINATION THEREAFTER.

SEC. 18. *Scope of examination.* – The licensure examination for the practice of dentistry in the Philippines shall consist of both written and performance tests, the scope of which shall be determined and prescribed by the Board, taking into consideration the teaching plans and educational standards of the state and private dental college in the country. It shall include such subjects as general anatomy, oral anatomy, general [histology, oral histology] AND MICROSCOPIC ANATOMY and embryology, general pathology, [oral pathology] general physiology, oral physiology, pharmacology, microbiology, [biochemistry,] oral diagnosis and treatment planning, oral surgery, [anesthesia] ANESTHESIOLOGY, [dental] roentgenology, periodontics, endodontics, nutrition, dental materials, restorative dentistry, prosthodontics, orthodontics,, [public health dentistry,] dental jurisprudence AND ETHICS, [dental economic ethics,] PEDODONTICS, COMMUNITY DENTISTRY, and [private] PRACTICE management. It shall be the duty of the Board to prepare the schedule of subjects [in] ON the written TEST, and THE EXERCISES IN THE performance test[s], and to publish the same as approved at least two months before the date of examination wherein they are to be used. PROVIDED, HOWEVER, THAT THE SUBJECTS AND EXERCISE FOR WHICH EACH BOARD MEMBERS SHALL BE ASSIGNED RESPECTIVELY MUST BE IN ACCORDANCE WITH HIS FIELD OF PRACTICE AND SPECIALTY OR EXPERTISE AS DEEMED PROPER AND JUDICIOUS BY THE COMMISSION.

SEC. 19. *Report of ratings.* – The Board of [Dental Examiners] DENTISTRY shall, within [one hundred] SIXTY (60) days after the last day of the examination, report the ratings obtained by each candidate to the Commissioner of [Civil Service] THE PROFESSIONAL REGULATION COMMISSION FOR APPROVAL AND RELEASE[.]; [who shall, with his recommendation, submit such results to the President of the Philippines for approval and release.] PROVIDED, THAT FOR AS LONG AS THE LICENSURE EXAMINATION SHALL CONSIST OF BOTH WRITTEN AND PERFORMANCE TESTS, FOR THE PURPOSE OF RANKING THE SUCCESSFUL EXAMINEES IN THE LIST TO BE RELEASED FOR PUBLICATION, THE GRADES ON BOTH THE WRITTEN AND PERFORMANCE TESTS SHALL BE TAKEN ON THE AVERAGE; AND PROVIDED, FURTHER, THAT FOR PURPOSES OF PASSING AND/OR REPEATING SUBJECT/SUBJECTS FAILED IN, THIS SHALL BE IN ACCORDANCE WITH THE RULES AND REGULATIONS OF THE BOARD AS APPROVED BY THE COMMISSION. Failure on the part of the Board to report the ratings within the specified time shall mean forfeiture of fifty percent of the compensation due the members of the Board in that particular examination.

SEC. 20. *Issuance of certificates.* – Certificate of registration as dentist shall, upon the recommendation of the Board AND THE PROFESSIONAL REGULATION COMMISSION, be issued to any applicant [who] after [the approval of his ratings by the Commissioner of Civil Science and the President of the Philippines and the] payment of the required registration fee[, has satisfactorily meet all the requirements specified in this Act.]; Provided, however, That no certificate of registration shall be issued to any applicant who has not reached LEGAL age [of twenty-one years].

Every certificate of Registration shall show the full name of the registrant, shall have the serial number, and must be signed by the Chairman and the members of the Board, AND the Commissioner of [Civil Service and secretary of the Board] THE PROFESSIONAL REGULATION COMMISSION, and shall be authenticated by the official seal of the Board AND OF THE COMMISSION. The issuance by the Board of A certificate of registration to the registrant shall be evidence that the person named therein is entitled to all the rights and privileges of a registered dentist while said certificate remains unprovoked or unsuspending.

SEC. 21. *Fees for examination and registration.* – Every applicant to the licensure examination for [dentists] DENTISTRY shall pay an examination fee [of sixty pesos] and a [fee often pesos for] registration FEE AS DETERMINED AND FIXED BY THE PROFESSIONAL REGULATION COMMISSION.

SEC. 22. *Refusal to issue certificates for certain causes.* – The Board of Dental Examiners shall refuse to issue a certificate of registration: (A) to any person convicted by a court of competent jurisdiction of any criminal offense involving moral turpitude, OR OF ANY CRIMINAL OFFENSE PUNISHABLE BY IMPRISONMENT OF AT LEAST THREE (3) YEARS AND ONE DAY; [AND] (B) to any person guilty of immoral or dishonorable conduct; [or] (C) to person of unsound mind[.]; or (D) TO those suffering from communicable or contagious diseases. In the event of such refusal, the Board shall give the applicant a written statement setting for the reason or reasons for its action, which statement shall be incorporated in the records of the Board.

SEC. 23. *Revocation and suspension of certificates.* – The Board shall also have the power to RECOMMENDED [revoke] To NULLIFY or suspend the validity of the certificate of registration of a dentist for any of the causes mentioned in the preceding section, or for (A) unprofessional and unethical conduct[.]; (B) malpractice[.]; (C) incompetence, [or] negligence in the practice of dentistry[.]; (D) willful destruction or mutilation of a natural tooth of a patient with the deliberate purpose of substituting the same by an unnecessary or unessential artificial tooth[.]; (E) for making used of fraud, deceit or false statements to obtain a certificate of registration; (F) for [habitual use of intoxicating liquors or drugs,] ALCOHOLISM OR DRUG ADDICTION causing him to become incompetent to practice dentistry; [G] for the employment of persons who are not duly authorized to do the work which under this Act can only be done by person who have certificates of registration to practice dentistry in the Philippines (H) for the employment of deceit or any form of fraud with the public in general or some clients in particular for the purpose of extending his clientele; [I] for making false advertisements, publishing or circulating fraudulent or deceitful allegations regarding professional attainment skill or knowledge, or the methods of treatment employed by him[.]; OR (J) UTTER DISREGARD AND CONTINUED VIOLATION OF

ANY OF THE PROVISIONS OF THE REGULATORY CODE OF DENTAL PRACTICE IN THE PHILIPPINES ; Provided, however, That the action of the Board in the exercise of this power shall be appealable [only] to the [President of the Philippines whose decisions in such cases shall be final] PROFESSIONAL REGULATION COMMISSION.

SEC. 24. *Reissue of revoked certificate and replacement of lost one.* – The Board may, after the expiration of five years from the date of revocation of a certificate of registration, for reasons it may deem sufficient, entertain any person whose certificate has been revoked, in the same manner as application for an original certificate, and in so doing it may in its discretion, exempt the applicant from the necessity of undergoing another examination. A fee [of ten pesos shall] TO be charged for the issuance of a new certificate of registration to replace any certificate lost, destroyed or mutilated [may be] issued [subject to] IN ACCORDANCE WITH the rules of the Board [and a charge of five pesos shall be made] SHALL BE AS FIXED BY THE PROFESSIONAL REGULATION COMMISSION.

ARTICLE V. – The Council on Dental Education

SEC. 25. *Functions.* – The Council on Dental Education shall be a policy-making body under the [Secretary of Education] CHAIRMAN OF THE COMMISSION ON HIGHER EDUCATION, charged with the responsibility of regulating and standardizing [dental] education in the country. To be effective in carrying out its objectives, the Council shall have the following functions: (a) to recommended the minimum requirements for the physical plants and other facilities of school or colleges of dentistry; (d) to [determine] RECOMMEND and prescribed the minimum number and qualifications of the teaching personnel, including student-teacher ratio; (e) to require internship or any form of hospital training in a teaching hospital as a pre-requisite to graduation in a dental college[, provided that no such requirement shall be made effective earlier than two years after the approval of this Act]; (f) to inspect or visits schools or college in connection with the functions of the Council as herein provided; (G) TO MAKE RECOMMENDATIONS TO UPGRADE THE QUALITY OF THE DENTAL SCHOOLS WHICH DO NOT UPDATE THEIR FACILITIES AND THOSE WITH DISMAL FAILURES IN THE DENTAL BOARD

LICENSURE EXMINATION; AND [(g)] (H) to adopt and enforce such rules and regulations as are necessary for the proper implementation of the objectives of the Council.

SEC. 26. *Composition.* – The Council on Dental Education shall be composed of (A) the CHAIRMAN OF THE COMMISSION ON HIGHER [Secretary of] Education (CHED) OR HIS REPRESENTATIVE [, as chairman]; (B) Undersecretary of Education, as vice-chairman; the Director of Public Schools,] the chairman of the Board of [Dental examiners,] DENTISTRY; (C) the President of the Philippines Dental Association or [any other bona fide national dental association,] HIS REPRESENTATIVE; (D) [a dean-representative of private dental colleges, to be chosen by] the PRESIDENT OF THE COUNCIL OF deans of [said private] ASSOCIATION OF PHILIPPINE dental colleges OR HIS REPRESENTATIVE [,]; and (E) the dean of the [College of Dentistry,] University of the Philippines, COLLEGE OF DENTISTRY OR HIS REPRESENTATIVE [AS MEMBERS]. [The chairman and members of the Council shall as such only during their incumbency in their respective positions.]

SEC. 27. *Secretary of the Council.* – The Council of Dental Education may designate [the] AN administrative officer or any subordinate official of the [Department] of Education] CHED to serve as secretary of the Council, [and as such he] WHO shall keep a complete record of the proceeding, communications and deliberation of the Council.

SEC. 28. *Compensation.* – The chairman, members, secretary of the Council on Dental Education shall [not] be entitled to [any compensation] HONORARIUM AS DETERMINED BY THE CHAIRMAN OF THE COUNCIL [, except those authorized by their respective offices and such other expenses as are necessary in the performance of their official duties as herein provided]. THE SUM NECESSARY FOR THE IMPLEMENTATION OF THIS SECTION SHALL BE TAKEN FROM THE APPROPRIATIONS OF THE CHED.

SEC. 29. *Session.* – The Council shall hold its regular session every month at such time and places to be designated by the chairman of the

council. Special session may be called by the chairman or upon [the] request of petition of a majority of the members of the Council.

SEC. 30. Authority. – The Council is hereby authorized by this Act to determine, prescribe or modify the length of studies [of] FOR the pre-dental and the regular dental course, provided that the preparatory course shall not be less than two years nor more than four years, and in the case of the regular course, it shall not be less than four years nor more than six years, AND IN THE CASE OF POSTGRADUATE OR GRADUATE COURSE, NOT LESS THAN ONE YEAR BUT NOT MORE THAN FOUR YEARS. PROVIDED, HOWEVER, THAT IN ALL ITS FUNCTIONS HEREIN PROVIDED, THE COUNCIL SHALL AT AS A BODY, OR, UPON A VOTE OF THE MAJORITY OF ITS MEMBERS.

ARTICLE VI. – The Council for the Advancement of Dental Research

SEC. 31. Functions. – The Council for the Advancement of Dental Research shall be a policy-making body, charged with the responsibility of promoting and developing dental research in the country. In order to carry out its objectives, the Council shall have the following functions: (a) To devise and work out a plan to establish a dental RESEARCH center, [with] FOR the promotion of [dental research as] its [principal] goal; (b) [To determine and recommend the raising of the necessary funds to finance this research project, either through the solicitation of funds from private sources or by direct government appropriation or financing] TO ASK CONGRESS TO ALOCATE BUDGET FOR FUNDING THE CENTER AND ITS AMINISTRATIVE STAFF; [(c)] To enlist the aid or cooperation of such government or private entities as may be necessary; and [(d)] (C) To adopt and implement [such measures,] rules and regulations [as] THAT are necessary for the carrying out of the objectives of the Council.

SEC. 32. Composition. – The Council for the Advancement of Dental Research shall be composed of: (A) the [Chairman] SECREATARY of the [National] DEPARTMENT OF Science [Department Board] AND THE TECHNOLOGY (DOST), as chairman; (B) a representative of the Philippine Dental Association [or any other bona fide national dental association, a representative of r the National Science Development Board,]; (C) a representative of the Board of [Dental Examiners]

DENTISTRY [, and a representative of the Council on Dental Education,];
(D) A REPRESENTATIVE OF THE PHILIPPINE ASSOCIATION OF
DENTAL COLLEGES; (E) THE DEAN OF THE COLLEGE OF
DENTISTRY, UNIVERSITY OF THE PHILIPPINES, as members. [The
Chairman and members of the Council shall be appointed by the President
of the Philippines with the consent of the Commission on Appointments for
a term of five years, unless sooner terminated by the expiration of their
tenure of office in their respective positions.]

SEC. 33. *Secretary of the Council.* – The Council for the Advancement of
Dental Research may be designated any of its members to serve as
secretary of the Council, and as such he shall keep a complete record of
the proceedings, communications and deliberations of the Council.

SEC. 34. *Compensation.* – The chairman, members and secretary of the
Council for the Advancement of Dental Research shall [not] be entitled to
[any compensation] AN HONORARIUM AS DETERMINED BY THE
CHAIRMEN OF THE COUNCIL [except those authorized by their
respective offices and such other expenses as are necessary in the
performance of their official duties as herein provided]. THE SUM
NECESSARY FOR THE IMPLEMENTATION OF THIS SECTION SHALL
BE TAKEN FROM THE APPROPRIATIONS OF THE DOST.

SEC. 35. *Sessions* – The Council shall not hold its regular session once
every two months at such time and place to be designated by the [c]
Chairman of the Council. Special sessions may be called by the chairman
whenever necessary.

ARTICLE VII. Penal and Miscellaneous Provisions

SEC. 36. *Penal Provisions.* – (A) Any person who shall practice dentistry
in the Philippines as defined in this Act, without a certificate of registration
issued in accordance with the provisions of this Act OR WITH A REVOKED
OR EXPIRED LICENSE, or has been declared exempt[,]; or (B) ANY OF
THOSE TO WHOM THE DEFINITION OF THE PRACTICE OF
DENTISTRY DOES NOT APPLY, SUCH AS, ARTISANS OR DENTAL
TECHNICIANS ENGAGED IN THE MECHANICAL CONSTRUCTION OF
ARTIFICIAL DENTURES OR FIXTURES AND OTHER ORAL DEVICES,

OR STUDENTS OF DENTISTRY UNDERGOING PRACTICAL TRAINING, IF THEY LIKEWISE VIOLATE THE SAVING CLAUSE OF THE LAW, AND PERFORM ANY OF THE ACTS CONSTITUTING THE PRACTICE OF DENTISTRY AS DEFINED IN THIS LAW OUTSIDE OF THE CONFINES OF THE DENTAL SCHOOL, COLLEGE OR UNIVERSITY IN WHICH THEY ARE UNDERGOING SUCH PRACTICAL TRAINING UNDER THE DIRECTION OR SUPERVISION OF A MEMBER OF THE FACULTY WHO IS DULY LICENSED TO PRACTICE DENTISTRY IN THE PHILIPPINES, OR UNDERBOARD DENTAL GRADUATES AS SPECIFIED BY SECTION 14 OF THIS ACT IF THEY DO NOT WORK UNDER THE DIRECT SUPERVISION OF A DULY LICENSED DENTIST AS PROVIDED HEREIN; (c) any person presenting or using as his own the certificate of registration of another[.]; or (D) any person who shall give any false or forged evidence to the Board in obtaining a certificate of registration[.]; or (E) any person who shall impersonate any registrant of like or different name[.]; or (F) [any person who shall use a revoked or suspended certificate of registration, or] any person who shall assume, use or advertise as a bachelor of dental surgery, doctor of dental surgery, master of dental surgery, licentiate of dental surgery, doctor of dental medicine, or dental surgeon, or append to his name the letters D.D.S., B.D.S., [M.D.S., L.D.S., or D.M.D., without having been conferred such title or degree in a legally constituted school, college or university, duly recognized and authorized to confer the same, or OTHER DEGREES; OR (g) ANY PERSON WHO SHALL advertise any title or description tending to convey the impression that he is a dentist, without holding a valid certificate of registration from the Board[.]; or (H) any person who shall violate any provision of this Act, OR ANY RULE OR REGULATION WITHIN THE AUTHORITY OF THE PROFESSIONAL REGULATION COMMISSION, shall be guilty of [misdemeanor] FELONY and [shall,] upon conviction, be sentenced to a fine of not less than [three] FIFTY thousand pesos (P50,000.00) no more than [five] TWO HUNDRED thousand pesos (P200,000.00) or to suffer imprisonment for a period of not less than [one] TEN years AND ONE DAY nor more than [five] TWENTY (20) years, or both[, in the discretion of the court].

SEC. 37. *Display of name and certificate of registration.* – Every registered practicing dentists shall display in a conspicuous place in the [house] BUILDING or office where he practices his name and surname and he shall

further display his certificate of registration in his office in plain sight of patients [occupying] WHO ENTER [his] THE dental [chair] OFFICE, OR DENTAL CLINNIC. IN THE CASE WHERE THE DENTIST HAS MORE THAN ONE CLINIC, HE SHALL DISPLAY HIS ORIGINAL CERTIFICATE OF REGISTRATION IN HIS MAIN OFFICE OR CLINIC, AND SHALL DISPAY A COPY OF HIS CERTIFICATE OF REGISTRAION IN THE OTHER BRANCH OR BRANCHES OF HIS PRACTICE. Any owner or proprietor of a dental office or establishment is also under obligation to display, in conspicuous places in the office or establishment, [and to display] the certificates of registration of each and everyone of such persons in the same manner as herein before provided.

SEC. 38. *Foreign Reciprocity.* – Except in the case of persons otherwise exempt under the provisions of this Act, no dentist who is a citizen of a foreign country or a particular state shall be guaranteed any of the rights or privileges under this Act, unless the country or state of which he is a subject or a citizen permits dentists who are Filipino citizens to practice within its territorial limits in the same basis as the subjects or citizens or such country or state, but under no circumstance shall such a set-up be initiated by the Philippine government; PROVIDED, HOWEVER, THAT SUCH FOREIGN DENISTS SHALL BE LICENSED BY THE PROFESSIONAL REGULATION COMMISSION.

Sec. 39. *INTEGRATION OF THE REGULATORY CODE OF DENTAL PRACTICE.* – THE REGULATORY CODE OF DENTAL PRACTICE IN THE PHILIPPINES, (BOARD RESOLUTION NO. 60, SERIES OF 1983, OF THE BOARD OF DENTISTRY) ADOPTED ON THE 29TH DAY OF AUGUST , 1983, AND APPROVED ON THE 7TH DAY OF MARCH, 1984 IS HEREBY MADE AN INTEGRAL PART OF THIS LAW.

Sec. [39] 40. *Enforcement of the Act by officers of the law.* – It shall be the duty of all [duly] constituted officers of the national, provincial, city [or], municipal OR BARANGAY LEVEL OF THE governments[s], to enforce the provisions of the Act AS WELL AS THE RULES AND REGULATIONS PERTINENT THERETO, and to prosecute any persons violating the same. The Secretary of Justice shall act as the legal adviser of the Board of [Dental Examiners] DENTISTRY, the Council on Dental Education, and the Council for the Advancement of Dental Research and shall render such

legal assistance as may be necessary in carrying out the provisions of this Act.

SEC. 41. *Repeal of Laws in conflict with this Act.* – All laws, or portions thereof, orders, ordinances or rules and regulations in conflict with the provisions of this Act, as pertain to the practice of dentistry shall be, and are hereby repealed.

SEC. 42. *Effectivity.* – This Act shall take effect upon its approval.

SECTION 4. ***Separability Clause.*** If for any person section or provision of this Act is declared unconstitutional or invalid, the other sections or provisions thereof which are not affected thereby shall continue to be in full force and effect.

SECTION 5. ***Repealing Clause.*** All laws, decrees, orders, rules or regulations or parts thereof inconsistent with the provisions of this Act are hereby repealed, amended, or modified accordingly.

SECTION 6. ***Effectivity.*** This Act shall take effect fifteen (15) days after its complete publication in at least two newspapers of general circulation.

Approved.