AADB DENTAL & DENTAL HYGIENE LICENSURE COMPACT
Section 1 NEW LAW The American Association of Dental Boards Compact is hereby enacted into law and the Governor shall enter into a compact on behalf of the State of ___________ with any jurisdiction legally joined therein, in the form substantially as set forth in this Act.

Section 1. PURPOSE.

Section 2 NEW LAW

The AADB Compact:

(a) Allows for expedited licensure portability and ease of movement between states;
(b) Allows each state to continue to regulate the practice of dentistry and dental hygiene within their borders and maintain its sovereignty by allowing actions against a compact license privilege or a licensee and maintaining its existing licensure structure while allowing for compact licensure privileges;
(c) Creates a common goal of protecting the public by ensuring a uniform licensure standard and sharing of information in the compact;
(d) Allows for licensure in every participating state by passing a uniform licensure examination, that tests psychomotor and cognitive dental skills exam that is currently accepted in fifty-state (50) licensing jurisdictions and United States territories;
(e) Gives licensees one (1) location to maintain professional documentation to expedite compact license privileges in states, hospitals or institutional credentialing;
(f) Facilitates a faster licensure process for relocation or separation of military members and their dependent spouses; there are no compact fees for military members or their spouses;
(g) Alleviates a duplicative process for licensure among multiple states;
(h) Saves applicants money by not having to obtain duplicate documents from a source that charges for the documents; and
(i) Utilizes existing infrastructure of the AADB that has been in existence for over 100 years, representing dental licensing boards.
Section 2. DEFINITIONS

(a) “AADB” means the American Association of Dental Boards (AADB) or its named successor, formerly known as the American Association of Dental Examiners (AADE), originally chartered on September 10th, 1896 and renewed in 1944, comprised of State Dental Boards in the United States and its territories;

(b) “AADB Attorneys’ Committee” means attorneys that currently represent a state dental board. The attorneys’ committee participates in the commission as a non-voting member. An attorney that has previously served as an attorney for a State Dental Board may be invited on a year-to-year basis to serve on the committee if they have not engaged in an official case against a Board within the compact or have any other conflict of interest. The attorney’s committee may assist the investigators in working through joint investigation issues between states. The attorney’s committee shall prepare a summary of legal issues directly dealing with the compacts at the annual meeting as well as a legal update for issues affecting Member State Dental Boards;

(c) “AADB Compact Commission” means the American Association of Dental Boards dental and dental hygiene AADB Compact compact commission. Each state shall have two (2) members as required by Section 3 of this act, meeting as a whole to form the commission;

(d) “AADB composite” means an annual publication listing information regarding each state board, contacts, links to statutes and rules and additional data. Each state shall submit an annual update regarding all dental practice related licenses and permits available by state and the procedures allowed to be conducted by licensees and permit holders;

(e) “Active-duty military person or spouse” means an individual in full-time active-duty status in the active uniformed service of the United States including members of the National Guard and Reserve. The legal spouse of the military member must be recognized by the military unit as a dependent while the service member is on active duty. Spouses shall receive the same privileges as military members for the purpose of this compact;

(f) “Active investigation” means an active investigation resulting in formal allegations or charges precipitating a judicial process by a Dental Board, oversight agency, or other law enforcement entity;

(g) “Adverse action” means an Order issued by a State Dental Board or reported to the AADB clearinghouse pursuant to the compact bylaws and rules. This shall also include a Temporary Emergency Order that may be later withdrawn by a Board;

(h) “ADEX examination” means American Board of Dental Examiners examination;

(i) “Bylaws” means the bylaws passed by the AADB or its named successor Compact Commission;

(j) “Clearinghouse” means the AADB Clearinghouse and databank that houses prior adverse actions, orders and denials of licensure or permits from State Dental Boards in the fifty-states (50) and territories;
(k) “CODA” means the Commission on Dental Accreditation or its successor as approved by the United States Department of Education;

(l) “Commissioners” means the two members chosen by each Member State Dental Board to serve as the voting members of the compact;

(m) “Compact” means the American Association of Dental Boards (AADB), dental and dental hygiene compact;

(n) “Compact license privilege” means the expedited dental or dental hygiene license to practice in a Member State that differs from the licensee’s home state;

(o) “Conviction” means an adjudication and/or formal judgment by a court that an individual is guilty through a plea of guilty or no contest, or a finding of guilt by the court. Evidence of a conviction of a criminal offense by the court shall be considered final for the purposes of disciplinary action by a board member;

(p) “Criminal background check” means a dentist or dental hygienist seeking compact license privileges shall complete and provide a criminal background check, including the use of the results of fingerprint or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, with the exception of federal employees who have suitability determination in accordance with 5 C.F.R. 731.202;

(q) Dental hygienist – means any person who:
1. Has successfully graduated from a CODA approved dental hygiene school;
2. Has successfully passed the American Board of Dental Examiners, (ADEX) licensure exam; or have been in practice 5 years or more and has successfully passed a regional or equivalent state administered psychomotor licensure examination prior to January 1, 2024.
3. Has successfully passed the written national dental hygiene board examination administered by the Joint Commission on National Dental Examinations;
4. Possesses a full and unrestricted dental hygiene license issued by a Member State of the compact;
5. Has never been convicted, received adjudication, deferred adjudication, community supervision or deferred disposition for any offense by a court of appropriate jurisdiction;
6. Has never been a subject of discipline by a board through any adverse action, order or other restriction of the licensee by the board with the exception of failure to pay fees or failure to complete continuing education;
7. Is not currently under active investigation by a licensing agency or law enforcement authority in any state, federal or foreign jurisdiction; and
8. Meet any jurisprudence requirement established by a Member State Dental Board in which a licensee is seeking an compact privilege expedited license.

(r) “Dental Practice Act” means the laws and regulations governing the practice of dentistry within a Member State;

(s) “Dentist” means any person who:
Has successfully graduated from a CODA approved dental school;
2. Has successfully passed the American Board of Dental Examiners, (ADEX) licensure exam; or have been in practice 5 years or more and has successfully passed a regional or equivalent state administered psychomotor licensure examination prior to January 1, 2024.
3. Has successfully passed the written National Dental Board Exam administered by the Joint Commission on National Dental Examinations;
4. Possesses a full and unrestricted dental license issued by a Member State Dental Board of the compact;
5. Has never been convicted, received adjudication, deferred adjudication, community supervision or deferred disposition for any offense by a court of appropriate jurisdiction;
6. Has never been a subject of discipline by a board as determined by the AADB Compact bylaws and rules, through any adverse action, order or other restriction of the licensee by the board with the exception of failure to pay fees or failure to complete continuing education;
7. Has never had a state or federal drug registration, permit or license, restricted, suspended or revoked by the United States Drug Enforcement Administration or any State Board that oversees scheduled drug registrations;
8. Is not currently under active investigation by a licensing agency or law enforcement authority in any state, federal or foreign jurisdiction; and
9. Meet any jurisprudence requirement established by a Member State Dental Board in which a licensee is seeking an compact privilege expedited license.

(i) “Home state” means the state of primary licensure. It is the location of the practicing dentist or dental hygienist license where compact privileges originate and the licensee practices at least 25% of the time within a calendar year; The home state can take an action on a licensee regardless of where an action against a licensee occurred;

(u) “License” means authorization for a dentist or dental hygienist to engage in the unrestricted practice of dentistry or dental hygiene, which would be unlawful without;

(v) “Member state dental board” means a state agency in a Member State that acts in the sovereign interests of the state by protecting the public through licensure, regulation and the education of dentist and dental hygienists as directed by the state law. All actions taken by a member board shall be under the authority of their state jurisdiction and any other rights conferred under this compact;

(w) “Member state” means a state or United States territory that has enacted the compact;

(x) “Regional board examination” means the Western Regional Dental Board Examination (WREB), the North East Regional Board of Dental Examiners (NERB), the Commission on Dental Competency (CDCA), Council of AADB Compact Testing Agencies (CITA), Southern Regional Testing Agency (SRTA), Central Regional Dental Testing Services (CRDTS);

(y) “Repository” means the AADB repository of original documents of a licensee that may include, original transcripts, certification documents, test scores, military training records, previous or current licensing documents and other sources of materials needed for applications and verification. The AADB repository shall receive documents from primary or originating sources and/or verify their authenticity;
(z) “Scope of practice” means the dental related procedures that require a license, permit or training, to undertake the treatment and procedure to be completed on a patient within the Member State’s requirements;

(aa) “State” means a state within the United States or a United States Territory; and

(bb) “State jurisprudence” means the knowledge of the state laws and rules of dentistry and dental hygiene in which a compact license privilege is extended.

Section 3. STATE DENTAL BOARD AADB COMPACT COMMISSION MEMBERSHIP

a) The Member States hereby create the AADB Dental and Dental Hygiene Compact. Each state must enact the AADB model compact that is not materially different as determined by the AADB Compact Commission.

b) Each state Member State Dental Board shall have two (2) voting commission members that shall serve as commissioners and have one (1) vote each, cumulatively making the AADB Compact Commission. Member States with separate Dental and Dental Hygiene State Dental Boards shall appoint one (1) commissioner from each Board. One shall be a current State Dental Board member. Commissioners may not delegate votes or proxies, however, if a commissioner is unable to attend, the Member State may substitute a delegate that meets the same requirements.

c) Upon five (5) states joining the compact, the AADB dental and dental hygiene compact will become active. The Compact Commission shall have the authority to enact bylaws and rules on behalf of the compact that shall have the force of law in each participating state to carry out the provisions of the compact.

d) The AADB Compact Commission shall be a separate body within the American Association of Dental Boards and shall have all the responsibilities, powers and duties set forth in the compact and such additional powers as may be conferred by a concurrent action of the respective legislatures of the Member States in accordance with the terms of the compact.

e) The Compact Commission shall meet at least once per calendar year and additional times as necessary pursuant to the bylaws and rules. During the annual meeting, the commission members and the attorneys’ committee shall prepare information regarding issues and resolutions between states to further the cooperation of the state boards. The attorneys’ committee shall also prepare a legal update for current events related to dental boards.

f) The Compact Commission shall elect officers from the membership that shall serve as an Executive Committee. Elections shall occur during the annual meeting. The quorum of Commissioners shall select an Executive Committee consisting of a Chair, Vice Chair, Secretary, Treasurer and a Representative from the North, South, East and West districts as divided pursuant to the AADB Compact Rules.
g) Quorum for purposes of conducting business shall be a majority of commission members attending in person or virtually.

h) The Commission shall provide notice of all meetings on its website and in other communications to members.

i) A vote of two-thirds (2/3) of the membership shall be required for an executive session to discuss:
   1) Items specifically related to participation in a lawsuit or in anticipation of a legal proceeding;
   2) Matters specifically exempted from disclosure by federal statute;
   3) Discussions of investigative records of an active compact member investigation or investigative records for law enforcement or discussions involving specifically accusing a person of a crime or a public censure;
   4) Discussions that would include information of a personal nature that would constitute an unwarranted invasion of personal privacy;
   5) Anything considered internal practices and procedures or a trade secret;
   6) Other items in the Commission bylaws allowing for executive sessions to be called; or
      Advice of Legal Counsel.

j) The commission shall keep minutes and make them available to all Member States.

k) The Commission may establish other committees as needed.

l) The Commission shall prepare an annual report that shall be made available to the legislatures and governors of the Member States concerning the activities of the AADB Compact Commission during the preceding calendar year. Such reports shall also include reports of financial audits and any recommendations that may have been adopted by the Compact Commission.

4. DUTIES OF COMPACT MEMBER STATES

a) Member States agree to submit Member State Dental Board actions and other documents and data as determined by the AADB Compact Commission through bylaws and rules;

b) Member States shall notify the AADB Compact Commission pursuant to the rules regarding any Adverse Action taken by the Board, any active investigation by the State Dental Board, any active investigation involving pending criminal charges or other circumstance as determined by the Compact Commission Rules and bylaws;

c) Any adverse action, order, restriction or denial of a license or permit on a licensee or permit holder shall be reported to the AADB Clearinghouse by the Member State Dental Board;

d) Member State Dental Boards may submit nonpublic complaints, disciplinary or investigatory information not required by subsection (C) to the AADB Clearinghouse. All investigatory material shall
be considered confidential and not part of a public record unless otherwise specifically required by state
statute;

e) Accept continuing education credits as required by each state, including but not limited to classes
authorized by AADB Accredited Continuing Education (ACE) program;

f) Documents in the AADB Repository shall be treated by a Member State as the equivalent of a primary
or original source document for licensure;

g) Member States agree to accept a standardized application for compact license privileges. The
standardized application shall be established by the rules enacted by the commission;

h) Member States may agree to share information regarding ongoing investigations and actions, including
joint investigations between states. All investigatory material shall be considered confidential and not
part of a public record unless otherwise specifically required by state statute; and

i) As part of the compact enforcement, participating Member States issuing subpoenas and seeking
testimony of witnesses shall be enforced in other participating Member States in the compact and shall
be enforced by a court of competent jurisdiction where the witnesses or evidence is located.

Section 5. POWERS AND DUTIES OF THE AADB COMPACT COMMISSION

a) The AADB Compact Commission shall have the duty and power to:
   1) Oversee and maintain the administration of the Compact, including organizational needs, the
      financial activities, the hiring of personnel and ongoing activities or needs of the AADB
      Compact Commission;
   2) Promulgate bylaws and rules to operate the Compact;
   3) Establish a budget and make expenditures;
   4) Issue, upon the request of a Member State Dental Board, advisory opinions concerning the
      meaning or interpretation of the Compact and its bylaws, rules and actions;
   5) Enforce compliance with Compact provisions, the rules promulgated by the AADB Compact
      Commission and the bylaws using all necessary and proper means, including but not limited to
      the use of judicial process;
   6) Hold an annual meeting for the AADB Compact Commission where the elections of an
      executive board and other issues may be discussed and voted on;
   7) Establish personnel policies and programs relating to conflicts of interest, rates of compensation
      and qualifications of personnel;
   8) Accept donations and grants of money, equipment, supplies, materials and services, and to
      receive, utilize and dispose of them in a manner consistent with the conflict-of-interest policies
      established by the AADB Commission;
   9) Report annually to the legislatures and governors of the Member State Dental Boards concerning
      the activities of the AADB Compact Commission during the preceding calendar year. Such
      reports shall also include reports of financial audits and any recommendations that may have
      been adopted by the AADB Compact Commission; and
   10) Coordinate education, training and public awareness regarding the Compact, its implementation
      and its operation.
b) The executive committee shall have the power to act on behalf of the AADB Compact Commission with the exception of rulemaking during periods when the Compact Commission is not in session. When acting on behalf of the Compact Commission, the executive committee shall oversee the administration of the compact including enforcement and compliance of the compact.

c) The officers and employees of the AADB Compact Commission shall be immune from suit and liability, either personally or in their official capacity, for a claim for damage to or loss of property or personal injury or other civil liability caused or arising out of, or relating to, an actual or alleged act, error or omission that occurred, or that such person had a reasonable basis for believing occurred, within the scope of AADB Compact Commission employment, duties or responsibilities; provided, that such person shall not be protected from suit or liability for damage, loss, injury or liability caused by the intentional or willful and wanton misconduct of such person.

d) The liability of the executive director and employees of the AADB Compact Commission or representatives of the AADB Compact Commission, acting within the scope of such person's employment or duties for acts, errors or omissions occurring within such person's state may not exceed the limits of liability set forth under the constitution and laws of that state for state officials, employees and agents. The AADB Compact Commission is considered to be an instrumentality of the states for the purposes of any such action. Nothing in this subsection shall be construed to protect such person from suit or liability for damage, loss, injury or liability caused by the intentional or willful and wanton misconduct of such person.

e) The AADB Compact Commission shall defend the executive director, its employees, and, subject to the approval of the attorney general or other appropriate legal counsel of the member state represented by an AADB Compact Commission representative, shall defend such AADB Compact Commission representative in any civil action seeking to impose liability arising out of an actual or alleged act, error or omission that occurred within the scope of AADB Compact Commission employment, duties or responsibilities, or that the defendant had a reasonable basis for believing occurred within the scope of AADB Compact Commission employment, duties or responsibilities, provided that the actual or alleged act, error or omission did not result from intentional or willful and wanton misconduct on the part of such person.

f) To the extent not covered by the state involved, member state or the AADB Compact Commission, the representatives or employees of the AADB Compact Commission shall be held harmless in the amount of a settlement or judgment, including attorney fees and costs, obtained against such persons arising out of an actual or alleged act, error or omission that occurred within the scope of AADB Compact Commission employment, duties or responsibilities, or that such persons had a reasonable basis for believing occurred within the scope of AADB Compact Commission employment, duties or responsibilities, provided that the actual or alleged act, error or omission did not result from intentional or willful and wanton misconduct on the part of such persons.

Section 6. APPLICATION, ELIGIBILITY AND ISSUANCE OF AADB COMPACT LICENSE PRIVILEGE TO A MEMBER STATE.

a) A dentist or dental hygienist applying for compact license privileges shall meet the requirements of a dentist as listed in Section (2)(s) of this compact or dental hygienist as listed in Section (2)(q) of this compact and hold a current valid license in a Member State under this compact.

b) Each dentist or dental hygienist shall designate a home state of licensure. The home state shall be determined by:
1) The state of primary residence for the dentist or dental hygienist where 25% of their practice within one-year occurs. An active-duty military member or their spouse may choose a home state as designated with the military but are not required to meet the 25% practice within the home state requirement; or

2) If no state qualifies under section 1, then the state where the dentist or dental hygienist filed the previous year federal tax return.

c) A dentist or dental hygienist may redesignate a home state one time in a calendar year, if the qualifications of a home state are met.

d) A dentist or dental hygienist seeking a compact license privilege shall apply to their home state for a letter stating that they are eligible for compact license privileges.

e) The home state determines the eligibility and issues a letter of approval or denial for the compact license privilege.

f) The letter is submitted to the proposed compact license state along with the AADB compact application packet and authorization to seek access to the licensee’s repository documents and any additional information as may be required by the proposed compact license state along with the required fees. Upon approval from the Home State, the compact license state shall issue a state compact license privilege from the proposed application state to the applicant.

g) Appeals on determination of eligibility shall be made to the Home State where the applicant was seeking privileges under a state compact license privilege and shall be subject to the law of that state.

h) A person holding a compact license privilege shall notify the Compact Commission within 10 business days of any adverse action taken against a license held in a non-compact state.

i) A compact license privilege may be revoked, suspended or limited by the issuing State Dental Board if at any time the licensee’s home state license is revoked, suspended or limited.

j) The AADB Compact Commission is authorized to develop rules regarding the application and renewal process including payment of any application fees, and the issuance of a compact license privilege.

k) Eligibility or ineligibility to receive a state compact license privilege shall not impact or prohibit an individual from the ability to seek a state license through the regular process outside of the compact.

7. JURISDICTION OF COMPACT LICENSE PRIVILEGE HOLDERS

a) Each dentist or dental hygienist holding a compact license privilege is required to reference the composite and Member State Dental Boards’ statutes and rules to be aware of laws that apply to a specific state in which they are practicing under a compact license privilege. Compact license scope
and practice requirements shall conform to the state jurisdiction in which the compact license privilege holder is practicing.

b) Each dentist or dental hygienist holding a compact license privilege shall list a current address with the AADB Compact Commission that shall serve as their official address of service.

c) A dentist or dental hygienist holding a compact license privilege may have an adverse action taken against them by any;

1) Member State Dental Board in which they are practicing with a compact license privilege;
2) the compact licensee’s home state; or
3) any state that is a compact member where the compact licensee has requested or received a compact license privilege to practice.

d) Any state in which the compact licensee holds a compact license privilege may investigate an allegation of a violation of the statutes and rules of dentistry or dental hygiene in any other state where the compact licensee holds a compact license privilege.

Section 8. FEES AND MILITARY WAIVER

a) The AADB Compact Commission is authorized to develop rules regarding fees for compact licensees’ use of the repository and other provisions as determined by the AADB Compact Commission.

b) A Member State Dental Board issuing a compact license privilege authorizing practice in their state may impose a fee for a compact license privilege to be issued or renewed.

c) No compact fee shall be required of each active-duty military member and/or their spouse up to one (1) year after separation. Each participating state issuing a compact license privilege may waive fees for active-duty military and/or their spouse as required by each individual state statute.

d) Active-duty military may transfer military training records to the repository without a fee.

Section 9. JOINT INVESTIGATIONS AND DISCIPLINARY ACTIONS

a) Each state shall name a point of contact for joint investigations between compact Member State Dental Boards.

b) In addition to the authority granted to a Member State Dental Board by the state law of their jurisdiction, Member State Dental Boards may participate with other Member State Dental Boards in joint investigations of licensees that fall subject to this compact.

c) Member State Dental Boards may share investigative, litigation or other materials in furtherance of any joint or individual investigation arising with a licensee who holds a compact license privilege within their jurisdiction.
d) A subpoena issued by a Member State or Member State Dental Board shall be enforceable in other Member States as allowed by law.

e) If a licensee has a disciplinary action taken by any Member State Dental Board against a licensee under the compact, they shall automatically be subject to discipline by other Member State Dental Boards.

f) If a licensee has an action taken against their home state license including being revoked, surrendered or relinquished in lieu of discipline or suspended, then automatically all other compact license privileges shall be placed in the same status. The home state shall notify the commission and the commission shall issue a notice to all Member State Dental Boards that the licensee holding a compact license privilege shall suspend the compact license privilege.

g) If discipline is taken against a licensee in a AADB Compact Member State, the Member State Board shall notify the commission and the home state of the licensee. The home state may deem the action conclusive as a matter of law and fact decided and

1) Impose the same or lesser sanction consistent with the home state practice act; or

2) Pursue separate actions against the licensee under its practice act regardless of the sanctions pursued by the compact Member State Dental Board.

Section 10. NON-MEMBER STATES, ENTITIES OR OTHER INSTITUTIONS’ REQUEST FOR INFORMATION FROM THE REPOSITORY AND/OR ACCESS TO THE AADB CLEARINGHOUSE

a) Insurance companies and entities verifying documents for the purpose of licenses extended to a provider may seek information from the AADB CLEARINGHOUSE for public record documents;

b) A dentist or dental hygienist, as defined by the bylaws and rules, may submit a request to the AADB Compact Commission to allow any hiring employer, entity or insurance company to access documents from the repository for the purposes of credentialing, licensing or other privileges;

c) The Commission shall set a fee schedule for these services in the bylaws and rules.

Section 11. RULEMAKING FUNCTIONS OF THE AADB COMPACT COMMISSION

a) The AADB Compact Commission shall promulgate reasonable rules in order to effectively and efficiently achieve the purposes of the Compact. Notwithstanding the foregoing, in the event the Commission exercises its rulemaking authority in a manner that is beyond the scope of the purposes of the Compact, or the powers granted hereunder, then such an action by the AADB Compact Commission may be determined to be invalid and have no force or effect.

b) Rules deemed appropriate for the operations of the AADB Compact Commission shall be made pursuant to a rulemaking process that substantially conforms to the Model State Administrative Procedure Act of 2010, and subsequent amendments thereto.
Section 12. OVERSIGHT OF AADB DENTAL AND DENTAL HYGIENE COMPACT

a) The executive, legislative and judicial branches of state government in each Member State Dental Board shall enforce the Compact and shall take all actions necessary and appropriate to effectuate the Compact's purposes and intent to allow for expedited licensure for the purpose of mobility. The provisions of the Compact and the rules promulgated hereunder shall have standing as statutory law but shall not override existing state authority to regulate the practice of dentistry and dental hygiene.

b) All courts may take judicial notice of the Compact and the rules in any judicial or administrative proceeding in a Member State pertaining to the subject matter of the Compact which may affect the powers, responsibilities or actions of the AADB Compact Commission.

c) The AADB Compact Commission shall be entitled to receive all service of process in any such proceeding and shall have standing to intervene in the proceeding for all purposes. Failure to provide service of process to the AADB Compact Commission shall render a judgment or order void as to the AADB Compact Commission, the Compact or promulgated rules.

Section 13. ENFORCEMENT AND DEFAULT PROCEDURES

a) The AADB Compact Commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of the Compact.

b) The grounds for default include, but are not limited to, failure of a Member State to perform such obligations or responsibilities imposed upon it by the Compact, or the rules and bylaws of the AADB Compact Commission promulgated under the Compact.

c) If the AADB Compact Commission determines that a Member State has defaulted in the performance of its obligations or responsibilities under the Compact, or the bylaws or promulgated rules, the AADB Compact Commission shall:

1) provide written notice to the defaulting state and other Member States of the nature of the default, the means of curing the default and any action taken by the AADB Compact Commission. The AADB Compact Commission shall specify the conditions by which the defaulting state must cure its default; and

2) provide remedial training and specific technical assistance regarding the default.

d) If the defaulting state fails to cure the default, the defaulting state shall be terminated from the Compact upon an affirmative vote of a majority of the Commissioners and all rights, privileges and benefits conferred by the Compact shall terminate on the effective date of termination. A cure of the default does not relieve the offending state of obligations or liabilities incurred during the period of the default.

e) Termination of membership in the Compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to terminate shall be given by the AADB Compact Commission to the Governor, the majority and minority leaders of the defaulting state's legislature and each of the Member States.
f) The AADB Compact Commission shall establish rules and procedures to address licenses and compact license privilege holders that are materially impacted by the termination of a Member State or the withdrawal of a Member State.

g) The AADB Compact Commission shall not bear any costs relating to any state that has been found to be in default or which has been terminated from the Compact, unless otherwise mutually agreed upon in writing between the AADB Compact Commission and the defaulting state.

h) The defaulting state may appeal the action of the AADB Compact Commission by petitioning the federal district where the AADB Compact Commission has its principal offices. The prevailing party shall be awarded all costs of such litigation, including reasonable attorney fees.

i) The AADB Compact Commission shall not bear any costs relating to any state that has been found to be in default or which has been terminated from the Compact, unless otherwise mutually agreed upon in writing between the AADB Compact Commission and the defaulting state.

j) The remedies herein shall not be the exclusive remedies of the AADB Compact Commission. The AADB Compact Commission may avail itself of any other remedies available under state law or the regulation of a profession.

Section 14. DISPUTE RESOLUTION

a) The AADB Compact Commission shall attempt, upon the request of a Member State Dental Board, to resolve disputes which are subject to the Compact and which may arise among Member State Dental Boards.

b) The AADB Compact Commission shall promulgate rules providing for both mediation and binding dispute resolution, as appropriate.

Section 15. MEMBER STATES, EFFECTIVE DATE AND AMENDMENT

a) Any state is eligible to become a Member State of the Compact.

b) The Compact shall become effective and binding upon legislative enactment of the Compact into law by no less than five (5) states. Thereafter, it shall become effective and binding on a state upon enactment of the Compact into law by that state.

c) The governors of non-member states, or their designees, shall be invited to participate in the activities of the AADB Compact Commission on a nonvoting basis prior to adoption of the Compact by all states.

d) The AADB Compact Commission may propose amendments to the Compact for enactment by the Member States. No amendment shall become effective and binding upon the AADB Compact Commission and the Member States unless and until it is enacted into law by unanimous consent of the Member States.

Section 16. WITHDRAWAL

a) Once effective, the Compact shall continue in force and remain binding upon each and every Member State; provided, that a Member State may withdraw from the Compact after giving appropriate notice by specifically repealing the statute which enacted the Compact into law.
b) Withdrawal from the Compact shall be by the enactment of a statute repealing the same. The individual’s compact license privilege shall remain in effect for six (6) months from the date of the Member State Dental Board withdrawal.

c) The withdrawing state shall immediately notify the chairperson of the AADB Compact Commission in writing upon the introduction of legislation repealing the Compact in the withdrawing state.

d) The AADB Compact Commission shall notify the other Member States of the withdrawing state's intent to withdraw within sixty (60) days of its receipt of notice provided under subsection (c) of this section.

e) Reinstatement following withdrawal of a Member State shall occur upon the withdrawing state reenacting the Compact or upon such later date as determined by the AADB Compact Commission.

f) The AADB Compact Commission is authorized to develop rules to address the impact of the withdrawal of a Member State on licenses granted in other Member States to dentists and dental hygienists who designated the withdrawing Member State as the state of principal license.

Section 17. DISSOLUTION

a) The Compact shall dissolve effective upon the date of the withdrawal or default of the Member State which reduces the membership in the Compact to one (1) Member State.

b) Upon the dissolution of the Compact, the Compact becomes null and void and shall be of no further force or effect, and the business and affairs of the AADB Compact Commission shall be concluded and surplus funds shall be distributed in accordance with the bylaws.

Section 18. SEVERABILITY AND CONSTRUCTION

a) The provisions of the Compact shall be severable, and if any phrase, clause, sentence or provision is deemed unenforceable, the remaining provisions of the Compact shall be enforceable.

b) The provisions of the Compact shall be liberally construed to effectuate its purposes.

Section 19. BINDING EFFECT OF COMPACT AND OTHER LAWS

a) Nothing herein prevents the enforcement of any other law of a Member State that is not inconsistent with the Compact.

b) All lawful actions of the AADB Compact Commission, including all rules and bylaws promulgated by the Commission, are binding upon the Member States.

c) All agreements between the AADB Compact Commission and the Member States are binding in accordance with their terms.

d) In the event any provision of the Compact exceeds the constitutional limits imposed on the legislature of any Member State, such provision shall be ineffective to the extent of the conflict with the constitutional provision in question in that Member State.

Section 20. RULES OF ORDER
The most current edition of the *American Institute of Parliamentarians Standard Code of Parliamentary Procedure* governs all meetings of the AADB Compact Commission, including its committees, in those situations not otherwise covered in the Bylaws.