

(3) Any other such evidence of continuing education the board may approve.

Any licensed person who shall fail to comply with this requirement shall, at the discretion of the board, be re-examined to determine his competency to continue licensure. If, in the opinion of the board, such licensed person does not qualify for further licensed practice, the board shall suspend such license until such time as the dentist or dental hygienist shall provide acceptable evidence to the board of his competency to practice.

Sec. 9. Minnesota Statutes 1974, Section 150A.10, Subdivision 2, is amended to read:

Subd. 2. **DENTAL ASSISTANTS.** Every licensed dentist who uses the services of any unlicensed person for the purpose of assisting him in the practice of dentistry shall be responsible for the acts of such unlicensed person while engaged in such assistance. Such dentist shall permit such unlicensed assistant to perform only those acts which he is authorized to delegate to unlicensed assistants by the board of dentistry. Such acts shall be performed under supervision of a licensed dentist. The board may permit differing levels of dental assistance based upon recognized educational standards, approved by the board, for the training of dental assistants. The board may also define by rule the scope of practice of registered and non-registered dental assistants. The board by rule may require continuing education for differing levels of dental assistants, as a condition to their registration or authority to perform their authorized duties. Any licensed dentist who shall permit such unlicensed assistant to perform any dental service other than that authorized by the board shall be deemed to be enabling an unlicensed person to practice dentistry, and commission of such an act by such unlicensed assistant shall constitute a violation of sections 150A.01 to 150A.12.

Approved April 13, 1976.

CHAPTER 264—H.F.No.1866

[Coded in Part]

An act relating to tort liability; raising the liability limits of political subdivisions; limiting the liability of individuals employed by political subdivisions; extending time for notice; amending Minnesota Statutes 1974, Sections 466.04, Subdivision 1, and by adding subdivisions; and 466.05, Subdivisions 1 and 2.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1974, Section 466.04, Subdivision 1, is amended to read:

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466.04 MUNICIPALITIES; TORT LIABILITY; MAXIMUM LIABILITY. Subdivision 1. **LIMITS.** Liability of any municipality on any claim within the scope of sections 466.01 to 466.15 shall not exceed

a. ~~\$25,000~~ \$100,000 when the claim is one for death by wrongful act or omission and ~~\$50,000~~ \$100,000 to any claimant in any other case;

b. \$300,000 for any number of claims arising out of a single occurrence.

No award for damages on any such claim shall include punitive damages.

Sec. 2. Minnesota Statutes 1974, Section 466.04, is amended by adding a subdivision to read:

Subd. 1a. OFFICERS AND EMPLOYEES. The liability of an officer or an employee of any municipality for a tort arising out of an alleged act or omission occurring in the performance of duty shall not exceed the limits set forth in subdivision 1, unless the officer or employee provides professional services and also is employed in his profession for compensation by a person or persons other than the municipality.

Sec. 3. Minnesota Statutes 1974, Section 466.04, is amended by adding a subdivision to read:

Subd. 1b. TOTAL CLAIM AGAINST MUNICIPALITY AND OFFICERS OR EMPLOYEES. The total liability of the municipality on a claim against it and against its officers or employees arising out of a single occurrence shall not exceed the limits set forth in subdivision 1.

Sec. 4. Minnesota Statutes 1974, Section 466.05, Subdivision 1, is amended to read:

466.05 NOTICE OF CLAIM. Subdivision 1. **NOTICE REQUIRED.** Except as provided in subdivisions 2 and 3, every person who claims damages from any municipality for or on account of any loss or injury within the scope of section 466.02 shall cause to be presented to the governing body of the municipality within ~~60~~ 180 days after the alleged loss or injury is discovered a notice stating the time, place and circumstances thereof, and the amount of compensation or other relief demanded. Actual notice of sufficient facts to reasonably put the governing body of the municipality or its insurer on notice of a possible claim shall be construed to comply with the notice requirements of this section. Failure to state the amount of compensation or other relief demanded does not invalidate the notice; but in such case, the claimant shall furnish full information regarding the nature and extent of the injuries and damages within 15 days after demand by the municipality. No action therefor shall be maintained unless such notice has been

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given and unless the action is commenced within one year after such notice. The time for giving such notice does not include the time, not exceeding 90 days, during which the person injured is incapacitated by the injury from giving the notice.

Sec. 5. Minnesota Statutes 1974, Section 466.05, Subdivision 2, is amended to read:

Subd. 2. **EXCEPTIONS TO THE NOTICE REQUIREMENT.** Notice shall not be required to maintain an action for damages for or on account of any loss or injury within the scope of section 466.02 if such injury or loss:

(a) arises out of an intentional tort committed by an officer, employee or agent of the municipality; or

(b) involves a motor vehicle or other equipment owned by the municipality or operated by an officer, employee or agent of the municipality.

Where no notice of claim is required under this chapter, no action shall be maintained unless the action is commenced within two years after the date of the incident, accident or transaction out of which the cause of action arises.

Approved April 13, 1976.

CHAPTER 265—H.F.No.1885

[Coded]

An act relating to the metropolitan airports commission; requiring the installation of aircraft noise suppressing equipment at certain Minneapolis-St. Paul International Airport sites; amending Minnesota Statutes, 1975 Supplement, Section 473.608, by adding a subdivision.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes, 1975 Supplement, Section 473.608, is amended by adding a subdivision to read:

Subd. 20. METROPOLITAN AIRPORTS; NOISE SUPPRESSING EQUIPMENT. Subject to the final enactment of the Airport and Airways Development Act Amendments of 1975 the corporation shall install aircraft noise suppressing equipment at the ground run-up operation sites of the Minneapolis-St. Paul International Airport. All such aircraft noise suppressing equipment shall conform to specifications approved by the pollution control agency. The pollution control agency shall determine the deadline for installation of the aircraft noise sup-

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