

S.F. No. 481 and H.F. No. 1110, which had been referred to the Chief Clerk for comparison, were examined and found to be not identical.

The following document shows the differences between S.F. No. 481, the first engrossment, and H.F. No. 1110, as introduced.

May 8, 2017

Patrick D. Murphy
Chief Clerk, House of Representatives

Explanation of Comparison Reports

When a Senate File is received from the Senate, it is given its first reading and must be referred to the appropriate standing committee or division under Rule 1.11.

But if the House File companion of that Senate File has already been reported out of Committee and given its second reading and is on the General Register, the Senate File must be referred to the Chief Clerk for comparison pursuant to Rule 1.15.

The Chief Clerk reports whether the bills were found to be identical or not identical. Once the bills have been compared and the differences have been reported, the Senate File is given its second reading and is substituted for the House File. The House File is then considered withdrawn.

Pursuant to rule 3.33, if the bills are not identical and the chief author of the bill wishes to use the House language, the chief author must give notice of their intent to substitute the House language when the bill is placed on the Calendar for the Day or the Fiscal Calendar. If the chief author of the bill wishes to keep the Senate language, no action is required.

1.1 A bill for an act
 1.2 relating to health licensing; clarifying waiver of examination, dental assisting
 1.3 licensure, and allied dental professional restorative functions; making technical
 1.4 changes; amending Minnesota Statutes 2016, sections 150A.06, subdivisions 3,
 1.5 8; 150A.10, subdivision 4.

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

1.7 Section 1. Minnesota Statutes 2016, section 150A.06, subdivision 3, is amended to read:

1.8 Subd. 3. **Waiver of examination.** (a) All or any part of the examination for dentists ~~or,~~
 1.9 ~~dental therapists, dental hygienists, or dental assistants,~~ except that pertaining to the law of
 1.10 Minnesota relating to dentistry and the rules of the board, may, at the discretion of the board,
 1.11 be waived for an applicant who presents a certificate of having passed all components of
 1.12 the National Board Dental Examinations or evidence of having maintained an adequate
 1.13 scholastic standing as determined by the board, ~~in dental school as to dentists, or dental~~
 1.14 ~~hygiene school as to dental hygienists.~~

1.15 (b) The board shall waive the clinical examination required for licensure for any dentist
 1.16 applicant who is a graduate of a dental school accredited by the Commission on Dental
 1.17 Accreditation, who has passed all components of the National Board Dental Examinations,
 1.18 and who has satisfactorily completed a Minnesota-based postdoctoral general dentistry
 1.19 residency program (GPR) or an advanced education in general dentistry (AEGD) program
 1.20 after January 1, 2004. The postdoctoral program must be accredited by the Commission on
 1.21 Dental Accreditation, be of at least one year's duration, and include an outcome assessment
 1.22 evaluation assessing the resident's competence to practice dentistry. The board may require
 1.23 the applicant to submit any information deemed necessary by the board to determine whether
 1.24 the waiver is applicable.

2.1 Sec. 2. Minnesota Statutes 2016, section 150A.06, subdivision 8, is amended to read:

2.2 Subd. 8. **Licensure by credentials.** (a) Any dental assistant may, upon application and
 2.3 payment of a fee established by the board, apply for licensure based on an evaluation of the
 2.4 applicant's education, experience, and performance record in lieu of completing a
 2.5 board-approved dental assisting program for expanded functions as defined in rule, and
 2.6 may be interviewed by the board to determine if the applicant:

2.7 (1) has graduated from an accredited dental assisting program accredited by the
 2.8 Commission on Dental Accreditation, ~~or~~ and is currently certified by the Dental Assisting
 2.9 National Board;

2.10 (2) is not subject to any pending or final disciplinary action in another state or Canadian
 2.11 province, or if not currently certified or registered, previously had a certification or
 2.12 registration in another state or Canadian province in good standing that was not subject to
 2.13 any final or pending disciplinary action at the time of surrender;

2.14 (3) is of good moral character and abides by professional ethical conduct requirements;

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 2.11 province, or if not currently certified or registered, previously had a certification or
 2.12 registration in another state or Canadian province in good standing that was not subject to
 2.13 any final or pending disciplinary action at the time of surrender;

2.14 (3) is of good moral character and abides by professional ethical conduct requirements;

2.15 (4) at board discretion, has passed a board-approved English proficiency test if English
 2.16 is not the applicant's primary language; and
 2.17 (5) has met all expanded functions curriculum equivalency requirements of a Minnesota
 2.18 board-approved dental assisting program.
 2.19 (b) The board, at its discretion, may waive specific licensure requirements in paragraph
 2.20 (a).
 2.21 (c) An applicant who fulfills the conditions of this subdivision and demonstrates the
 2.22 minimum knowledge in dental subjects required for licensure under subdivision 2a must
 2.23 be licensed to practice the applicant's profession.
 2.24 (d) If the applicant does not demonstrate the minimum knowledge in dental subjects
 2.25 required for licensure under subdivision 2a, the application must be denied. If licensure is
 2.26 denied, the board may notify the applicant of any specific remedy that the applicant could
 2.27 take which, when passed, would qualify the applicant for licensure. A denial does not
 2.28 prohibit the applicant from applying for licensure under subdivision 2a.
 2.29 (e) A candidate whose application has been denied may appeal the decision to the board
 2.30 according to subdivision 4a.

3.1 Sec. 3. Minnesota Statutes 2016, section 150A.10, subdivision 4, is amended to read:

3.2 Subd. 4. **Restorative procedures.** (a) Notwithstanding subdivisions 1, 1a, and 2, a
 3.3 licensed dental hygienist or licensed dental assistant may perform the following restorative
 3.4 procedures:

- 3.5 (1) place, contour, and adjust amalgam restorations;
- 3.6 (2) place, contour, and adjust glass ionomer;
- 3.7 (3) adapt and cement stainless steel crowns; and
- 3.8 ~~(4) place, contour, and adjust class I and class V supragingival composite restorations~~
 3.9 ~~where the margins are entirely within the enamel; and~~
- 3.10 ~~(5) (4) place, contour, and adjust class I, II, and class V supragingival composite~~
 3.11 ~~restorations on primary teeth and permanent dentition.~~

3.12 (b) The restorative procedures described in paragraph (a) may be performed only if:

- 3.13 (1) the licensed dental hygienist or licensed dental assistant has completed a
 3.14 board-approved course on the specific procedures;
- 3.15 (2) the board-approved course includes a component that sufficiently prepares the licensed
 3.16 dental hygienist or licensed dental assistant to adjust the occlusion on the newly placed
 3.17 restoration;
- 3.18 (3) a licensed dentist or licensed advanced dental therapist has authorized the procedure
 3.19 to be performed; and

2.15 (4) at board discretion, has passed a board-approved English proficiency test if English
 2.16 is not the applicant's primary language; and
 2.17 (5) has met all expanded functions curriculum equivalency requirements of a Minnesota
 2.18 board-approved dental assisting program.
 2.19 (b) The board, at its discretion, may waive specific licensure requirements in paragraph
 2.20 (a).
 2.21 (c) An applicant who fulfills the conditions of this subdivision and demonstrates the
 2.22 minimum knowledge in dental subjects required for licensure under subdivision 2a must
 2.23 be licensed to practice the applicant's profession.
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 2.26 denied, the board may notify the applicant of any specific remedy that the applicant could
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3.1 Sec. 3. Minnesota Statutes 2016, section 150A.10, subdivision 4, is amended to read:

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 3.4 procedures:

- 3.5 (1) place, contour, and adjust amalgam restorations;
- 3.6 (2) place, contour, and adjust glass ionomer;
- 3.7 (3) adapt and cement stainless steel crowns; and
- 3.8 ~~(4) place, contour, and adjust class I and class V supragingival composite restorations~~
 3.9 ~~where the margins are entirely within the enamel; and~~
- 3.10 ~~(5) (4) place, contour, and adjust class I, II, and class V supragingival composite~~
 3.11 ~~restorations on primary teeth and permanent dentition.~~

3.12 (b) The restorative procedures described in paragraph (a) may be performed only if:

- 3.13 (1) the licensed dental hygienist or licensed dental assistant has completed a
 3.14 board-approved course on the specific procedures;
- 3.15 (2) the board-approved course includes a component that sufficiently prepares the licensed
 3.16 dental hygienist or licensed dental assistant to adjust the occlusion on the newly placed
 3.17 restoration;
- 3.18 (3) a licensed dentist or licensed advanced dental therapist has authorized the procedure
 3.19 to be performed; and

3.20 (4) a licensed dentist or licensed advanced dental therapist is available in the clinic while
3.21 the procedure is being performed.
3.22 (c) The dental faculty who teaches the educators of the board-approved courses specified
3.23 in paragraph (b) must have prior experience teaching these procedures in an accredited
3.24 dental education program.

3.20 (4) a licensed dentist or licensed advanced dental therapist is available in the clinic while
3.21 the procedure is being performed.
3.22 (c) The dental faculty who teaches the educators of the board-approved courses specified
3.23 in paragraph (b) must have prior experience teaching these procedures in an accredited
3.24 dental education program.