

A bill for an act  
relating to health occupations; modifying the definition of the practice of  
dentistry; amending Minnesota Statutes 2008, section 150A.05, subdivision 1.

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

Section 1. Minnesota Statutes 2008, section 150A.05, subdivision 1, is amended to  
read:

Subdivision 1. **Practice of dentistry.** A person shall be deemed to be practicing  
dentistry within the meaning of sections 150A.01 to 150A.12:

(1) who uses a dental degree, or designation, or card, device, directory, sign, or other  
media whereby the person represents an ability to diagnose, treat, prescribe, or operate for  
any disease, pain, deformity, deficiency, injury, or physical condition of the human tooth,  
teeth, alveolar process, gums or jaw, or adjacent or associated structures;

(2) who is a manager, proprietor, operator or conductor of a place where dental  
operations are performed;

(3) who performs dental operations of any kind gratuitously, or for a fee, gift,  
compensation or reward, paid or to be paid, to any person or agency;

(4) who uses a roentgen or X-ray machine for dental treatment, roentgenograms or  
for dental diagnostic purposes;

(5) who extracts a human tooth or teeth, or corrects or attempts to correct  
malpositions of the human teeth or jaws;

(6) who offers and undertakes, by any means or method, to diagnose, treat or remove  
stains or accretions from human teeth or jaws;

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(7) who takes impressions of the human tooth, teeth, or jaws or performs any phase of any operation incident to the replacement of a part of a tooth, a tooth, teeth or associated tissues by means of a filling, a crown, a bridge, a denture or other appliance;

(8) who furnishes, supplies, constructs, reproduces, repairs, or offers to furnish, supply, construct, reproduce or repair prosthetic dentures or plates, bridges or other substitutes for natural teeth, to the user or prospective user thereof; ~~or~~

(9) who performs any clinical operation included in the curricula of recognized dental schools and colleges; or

(10) who dispenses tooth whitening agents or undertakes to whiten or bleach teeth by any means or method, unless the person is:

(i) dispensing or using a product that may be purchased over the counter for a person's own use; or

(ii) authorized by the board to engage in such activities without being a licensed dentist.