

## CHAPTER 29 — H.F.No. 252

*An act relating to occupations and professions; regulating the practice of dentistry; amending Minnesota Statutes 1982, sections 150A.05, subdivision 2; and 150A.11, subdivision 1.*

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

Section 1. Minnesota Statutes 1982, section 150A.05, subdivision 2, is amended to read:

Subd. 2. **EXEMPTIONS AND EXCEPTIONS OF CERTAIN PRACTICES AND OPERATIONS.** Sections 150A.01 to 150A.12 shall do not apply to:

(1) A duly licensed physician and surgeon unless he practices dentistry as a specialty;

(2) The practice of dentistry in any branch of the armed services of the United States, the United States public health service, or the United States veterans administration;

(3) Dental schools, colleges or schools of dental hygiene, or schools of dental assisting as ~~now approved, or as may be approved,~~ by the board of dentistry, and the practice of dentistry, dental hygiene, or dental assisting by students in dental schools or colleges, graduate dental programs of the University of Minnesota or the Mayo Foundation, schools of dental hygiene, or schools of dental assisting approved by the board, when acting under the direction and supervision of licensed dentists acting as instructors;

(4) The practice of dentistry by licensed dentists of other states or countries while appearing as clinicians under the auspices of a duly approved dental school or college, or a reputable dental society, or a reputable dental study club composed of dentists;

(5) The use of roentgens or other rays for making roentgenograms or similar records of dental or oral tissues in a hospital or under the supervision of a physician or dentist;

(6) The service, other than service performed directly upon the person of a patient, of constructing, altering, repairing, or duplicating any denture, partial denture, crown, bridge, splint, orthodontic, prosthetic, or other dental appliance, when performed ~~pursuant~~ according to a written work order from a licensed dentist in accordance with section 150A.10, subdivision 3.

Sec. 2. Minnesota Statutes 1982, section 150A.11, subdivision 1, is amended to read:

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

Subdivision 1. **UNLAWFUL PRACTICE.** It ~~shall be~~ is unlawful for any person to: enable an unlicensed person to practice dentistry; ~~or~~ to practice or attempt to practice dentistry without a license; ~~or~~ to practice dentistry under the name of a corporation or company; or to practice under any name that may tend to deceive the public or imply professional superiority to or greater skill than that possessed by another dentist. If a dentist practices under his own name, any public display or cards shall include the initials of his dental degree, such as D.D.S. or D.M.D., following the name. If a dentist practices under a name other than his own, the name shall include some designation which makes clear that the person is practicing dentistry or ~~some~~ a specialty ~~thereof~~ of dentistry; and that the names of all of the participating dentists practicing under the name be clearly identified on letterheads and building or office signs that display a name other than the dentist's own name. Any communication between dentist and patient shall clearly indicate the name of the dentist treating the patient. The board may promulgate rules regarding the name under which a dentist may practice. No corporation shall practice dentistry or engage ~~therein~~ in it, or hold itself out as being entitled to practice dentistry, or furnish dental services or dentists, or advertise under or assume the title of dentists or dental surgeons or equivalent title. No corporation shall furnish dental advice, or advertise or hold itself out with any other person or alone, that it has or owns a dental office or can furnish dental service, dentists, or dental surgeons, or solicit, through itself, or its agents, officers, employees, directors or trustees, dental patronage for any dentist or dental surgeon. ~~The provisions of This section:~~

(1) ~~Shall~~ Does not apply to any licensee while acting as an instructor in or under the University of Minnesota ~~including~~, the Mayo ~~graduate school of medicine~~ Foundation, or any other school in the state recognized by the state board of dentistry;

(2) ~~Shall~~ Does not prohibit any dentist from incorporating his practice of dentistry for business purposes under the special provisions of a corporate practice act for dentistry;

(3) Shall not be construed to change or amend the right of licensed dentists to provide dental care under any form of organization that is ~~now or hereafter~~ lawful under the laws of this state, or to contract to sell their services in any manner that is ~~now or hereafter~~ lawful under the laws of this state.

Approved April 13, 1983

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#### CHAPTER 30 — H.F.No. 298

*An act relating to the city of St. Paul; regulating appeals, hearings, and procedures concerning the human rights commission; amending Laws 1965, chapter 866, section 1.*

Changes or additions are indicated by underline, deletions by ~~strikeout~~.