

1 Board of Dentistry

2

3 Adopted Permanent Rules Relating to Dentists, Hygienists, and
4 Assistants

5

6 Rules as Adopted

7 3100.0100 DEFINITIONS.

8 [For text of subps 1 to 3, see M.R.]

9 Subp. 4. Assistant. "Assistant" means a person who
10 assists a dentist in carrying out the basic duties of a dental
11 office.

12 [For text of subps 5 to 7, see M.R.]

13 Subp. 8. Commission on Accreditation. "Commission on
14 Accreditation" means the Commission on Dental Accreditation of
15 the American Dental Association.

16 [For text of subps 8a to 21, see M.R.]

17 3100.1100 APPLICATIONS FOR LICENSE TO PRACTICE DENTISTRY.

18 [For text of subps 1 and 2, see M.R.]

19 Subp. 3. Graduates of nonaccredited schools. Graduates of
20 dental schools not accredited by the Commission on Accreditation
21 shall furnish the information specified in items A to E to the
22 board by July 1, 1996. After the effective date of this part,
23 persons may not submit applications for licensure under this
24 subpart.

25 [For text of items A to E, see M.R.]

26 [For text of subps 4 to 6, see M.R.]

27 3100.1400 APPLICATION FOR LICENSURE BY CREDENTIALS.

28 Any person who is already a licensed dentist or dental
29 hygienist in another state or Canadian province desiring to be
30 licensed to practice dentistry or dental hygiene in Minnesota
31 shall, in order to demonstrate the person's knowledge of dental
32 subjects and ability to practice dentistry or dental hygiene in
33 Minnesota, comply with the requirements in items A to M.

34 A. The applicant shall complete an application

1 furnished by the board.

2 [For text of item B, see M.R.]

3 C. An applicant for licensure as a dentist must have
4 been in active practice in another state, Canadian province, or
5 United States government service for at least three of the four
6 years prior to the board receiving a completed application and
7 must submit at least three references from other practicing
8 dentists.

9 [For text of items D to H, see M.R.]

10 I. In advance of the appearance required by item J,
11 an applicant for licensure by credentials as a dentist shall
12 submit complete records on a sample of patients treated by the
13 applicant. The sample must be drawn from patients treated by
14 the applicant during the five years preceding the date of
15 application. The number of records requested of ~~applicants~~ the
16 applicant shall be established by resolution of the board. The
17 records submitted shall be reasonably representative of the
18 treatment typically provided by the applicant.

19 J. An applicant must appear before the board and
20 satisfactorily respond to questions designed to determine the
21 applicant's knowledge of dental subjects and ability to practice
22 dentistry or dental hygiene pursuant to Minnesota Statutes,
23 section 150A.06, subdivision 4. Questions may be based on the
24 records submitted pursuant to item I.

25 K. An applicant shall successfully complete an
26 examination designed to test knowledge of Minnesota laws
27 relating to the practice of dentistry and the rules of the board.

28 L. If the board adopts simulated dental patient
29 examinations as part of the application process, applicants
30 shall ~~successfully~~ complete simulated dental patient
31 examinations designed to test their knowledge of dental subjects.

32 M. An applicant shall provide satisfactory evidence
33 that during the five years preceding the date of application,
34 the applicant has completed a minimum of five clinical hours of
35 continuing dental education in the subject of infection control,
36 including blood borne diseases. An applicant submitting an

1 application after June 30, 1994, and before July 1, 1999, shall
2 provide evidence of having completed one hour of education for
3 each year after June 30, 1994.

4 3100.2000 FEES.

5 Subpart 1. **Application fees.** Each applicant for licensure
6 as a dentist or dental hygienist or for registration as a
7 registered dental assistant or for a limited registration as a
8 dental assistant under part 3100.8500, subpart 3, shall submit
9 with a license or registration application a fee in the
10 following amounts:

- 11 A. dentist application, ~~\$125~~ \$140;
- 12 B. dental hygienist application, \$55;
- 13 C. dental assistant application, ~~\$30~~ \$35; and
- 14 D. limited registration application, \$15.

15 Subp. 2. **Annual license or registration fees.** Each
16 dentist, dental hygienist, registered dental assistant, and
17 dental assistant with a limited registration under part
18 3100.8500, subpart 3, shall submit with an annual license or
19 registration renewal application a fee as established by the
20 board not to exceed the following amounts:

- 21 A. dentist, ~~\$120~~ \$138;
- 22 B. dental hygienist, ~~\$45~~ \$50;
- 23 C. registered dental assistant, ~~\$30~~ \$34; and
- 24 D. dental assistant with a limited registration, \$12.

25 [For text of subps 3 to 6, see M.R.]

26 Subp. 7. [See repealer.]

27 [For text of subps 8 to 10, see M.R.]

28 3100.4100 CONTINUING DENTAL EDUCATION.

29 [For text of subpart 1, see M.R.]

30 Subp. 2. **Required-credit Minimum hours.** The minimum
31 number of required hours of CDE for each five-year cycle shall
32 be: for dentists, 75 hours; for dental hygienists, 40 hours;
33 for registered dental assistants, 25 hours; and for dental
34 assistants with a limited registration under part 3100.8500,
35 subpart 3, ten hours. Of these hours, dentists must complete a

1 minimum of 60 hours, dental hygienists a minimum of 32 hours,
2 registered dental assistants a minimum of 20 hours, and dental
3 assistants with a limited registration a minimum of ten hours on
4 clinical subjects relating to the practice of dentistry.

5 Clinical subjects are those subjects directly related to
6 the provision of dental care and treatment to patients.

7 Nonclinical subjects relating to the practice of dentistry
8 are those subjects which are not directly related to, but are
9 supportive of, the provision of clinical services to patients.
10 Examples of nonclinical subjects are patient management, the
11 legal and ethical responsibilities of the dental profession, and
12 stress management.

13 Examples of subjects that are not eligible for CDE credit
14 are estate planning, financial planning, marketing, investments,
15 personal health, and personal growth.

16 Subp. 2a. **Required credit hours on infection control.**
17 During each five-year cycle, licensees and registrants,
18 including dental assistants with a limited registration under
19 part 3100.8500, subpart 3, must complete a minimum of five
20 clinical hours of CDE in the subject of infection control,
21 including blood borne diseases. The requirement for CDE
22 clinical credits on infection control is effective beginning
23 September 1, 1993. For licensees and registrants with less than
24 five years remaining in their current CDE cycle, one clinical
25 infection control CDE credit per full remaining year is required.

26 [For text of subps 3 to 5, see M.R.]

27 3100.6300 ADEQUATE SAFETY AND SANITARY CONDITIONS FOR DENTAL
28 OFFICES.

29 Subpart 1. **Minimum conditions.** Subparts 2 to 15 are
30 minimum safety and sanitary conditions.

31 [For text of subps 2 to 11, see M.R.]

32 Subp. 12. **Sharps and infectious waste.** Sharp items and
33 infectious wastes must be disposed of in accordance with
34 Minnesota Statutes, sections 116.76 to 116.83, and rules adopted
35 under them, and requirements established by local government

1 agencies.

2 [For text of subp 13, see M.R.]

3 Subp. 14. Hazardous waste. Dentists, dental hygienists,
4 and registered dental assistants shall comply with the
5 requirements on hazardous waste in chapter 7045.

6 Subp. 15. Ionizing radiation. Dentists, dental
7 hygienists, and registered dental assistants shall comply with
8 the requirements on ionizing radiation in chapter 4730.

9 3100.8500 REGISTERED DENTAL ASSISTANTS.

10 Subpart 1. Duties under indirect supervision. A
11 registered dental assistant, in addition to the services
12 performed by the assistant, may perform the following services
13 if a dentist is in the office, authorizes the procedures, and
14 remains in the office while the procedures are being performed:

15 [For text of items A to E, see M.R.]

16 F. perform mechanical polishing to clinical crowns
17 not including instrumentation. Removal of calculus by
18 instrumentation must be done by a dentist or dental hygienist
19 before mechanical polishing;

20 [For text of item G, see M.R.]

21 H. place and remove periodontal dressings;

22 [For text of items I to K, see M.R.]

23 L. remove and place ligature ties and arch wires on
24 orthodontic appliances. A dentist must select and, if
25 necessary, adjust arch wires prior to placement.

26 Subp. 1a. Duties under direct supervision. A registered
27 dental assistant may perform the following services if a dentist
28 is in the dental office, personally diagnoses the condition to
29 be treated, personally authorizes the procedure, and evaluates
30 the performance of the auxiliary before dismissing the patient:

31 [For text of items A to D, see M.R.]

32 [For text of subp 2, see M.R.]

33 Subp. 3. Limited registration. A dental assistant, who by
34 virtue of academic achievement which is equal to or greater than
35 that of a registered dental assistant, and is currently

1 qualified in Minnesota in an allied health profession may take
2 dental radiographs under the indirect supervision of a dentist
3 if the person complies with the requirements of this subpart.
4 The person shall file with the board a completed application
5 furnished by the board and the fee prescribed in part 3100.2000,
6 subpart 1. In addition, the person shall submit evidence of the
7 successful completion of a course on dental radiographs and of
8 passing an examination. The course must be board-approved. The
9 course shall be equivalent to the dental radiograph courses
10 offered by dental assisting courses approved by the board under
11 part 3100.1300, item B. The examination must be the radiograph
12 part of the examination which is required of registered dental
13 assistant applicants.

14 3100.8700 DENTAL HYGIENISTS.

15 Subpart 1. Duties under general supervision. A dental
16 hygienist may perform the following services if a dentist has
17 authorized them and the hygienist carries them out in accordance
18 with the dentist's diagnosis and treatment plan:

19 [For text of items A to F, see M.R.]

20 Subp. 2. Duties under indirect supervision. A dental
21 hygienist may remove marginal overhangs if a dentist is in the
22 office, authorizes the procedures, and remains in the office
23 while the procedures are being performed.

24 Subp. 2a. Duties under direct supervision. A dental
25 hygienist may perform the following procedures if a dentist is
26 in the office, personally diagnoses the condition to be treated,
27 personally authorizes the procedure, and evaluates the
28 performance of the dental hygienist before dismissing the
29 patient:

30 [For text of items A and B, see M.R.]

31 [For text of subp 3, see M.R.]

32 REPEALER. Minnesota Rules, part 3100.2000, subpart 7, is
33 repealed. Minnesota Rules, part 3100.1100, subpart 3, is
34 repealed July 1, 1996.