

MAINE STATE LEGISLATURE

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April 13, 1933

Alton H. Swett, Secretary
Board of Dental Examiners
Portland, Maine

Dear Sir:

Replying to your letter of April 8 concerning dental hygienists,-- the law, as you will notice, in section 42 of Chapter 21 of the Revised Statutes 1930, provides that the State Board of Dental Examiners may revoke the license of any registered or licensed dentist who shall permit any dental hygienist, operating under his supervision, to perform any operation other than that permitted under the provisions of the section.

Sections 43 and 44 of Chapter 21 forbid any person entering the practice as a dental hygienist unless qualified as therein provided. No penalty is named for a person who undertakes to practice as a dental hygienist without having been licensed to do so. The wording of Section 42 is somewhat awkward but in the case you mention I should suggest that action be taken against the dentist.

As to your question numbered 2, Chapter 53, Section 6 of the dental law is now Section 28 of Chapter 21 of the Revised Statutes of Maine and, in my opinion, the State Board of Dental Examiners would not be justified in accepting the application of anyone falling below the qualifications of an applicant as enumerated in Section 28.

Most cordially yours,

Attorney General

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