

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 739

H. P. 563

House of Representatives, February 10, 1971

Referred to Committee on Health and Institutional Services. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Ault of Wayne.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT Relating to Definition of Dental Hygienist and Dental Auxiliaries.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., T. 32, § 1081, sub-§ 3, §§ A and B, amended. Paragraphs A and B of subsection 3 of section 1081 of Title 32 of the Revised Statutes, as enacted by section 80 of chapter 544 of the public laws of 1967, are amended to read as follows:

A. Employs dentists or dental hygienists or other dental auxiliaries in the operation of a dental office; or

B. Places in possession of a dentist or dental hygienist or other dental auxiliaries or other agent such dental material or equipment as may be necessary for the management of a dental office on the basis of a lease or any other agreement for compensation for the use of such material, equipment or offices; or

Sec. 2. R. S., T. 32, § 1081, sub-§ 4, amended. Subsection 4 of section 1081 of Title 32 of the Revised Statutes, as enacted by section 80 of chapter 544 of the public laws of 1967, is amended by adding at the end a new sentence to read as follows:

This subsection shall not prohibit the practice of dentists who have incorporated their practices as permitted by Title 13, chapter 22.

Sec. 3. R. S., T. 32, § 1095, repealed and replaced. Section 1095 of Title 32 of the Revised Statutes, as enacted by section 80 of chapter 544 of the public laws of 1967, is repealed and the following enacted in place thereof:

§ 1095. Definition

The dental hygienist may perform, under the supervision of a dentist, such duties as shall be defined and set forth in the rules and regulations of the Board of Dental Examiners; provided that nothing in this subchapter shall be construed to affect the practice of medicine or dentistry or to prevent students of a dental college, university or school of dental hygiene from practicing dental hygiene under the supervision of their instructors.

Sec. 4. R. S., T. 32, c. 16, sub-c. V, additional. Chapter 16 of Title 32 of the Revised Statutes, as enacted by section 80 of chapter 544 of the public laws of 1967, is amended by adding a new subchapter V, to read as follows:

SUBCHAPTER V
DENTAL AUXILIARIES

§ 1100-A. Definition

Duties of dental auxiliaries other than dental hygienists shall be defined and governed by the rules and regulations of the State Board of Dental Examiners. Dental auxiliaries shall include, but not be limited to, dental hygienists, dental assistants and dental laboratory technicians.

STATEMENT OF FACT

The intent of this legislation is to permit additional duties to be performed by dental hygienists and other dental auxiliaries. Duties of dental hygienists and other dental auxiliaries shall be defined and set forth in the rules and regulations of the Board of Dental Examiners. This legislation will also correct a conflict in the law that will allow dentists who are incorporated to practice.