

MAINE STATE LEGISLATURE

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ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 1398

H. P. 1168 House of Representatives, March 31, 1977
Referred to Committee on Health and Institutional Services. Sent up for
concurrence and 2,000 ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Garsoe of Cuberland.
Cosponsor: Mrs. Najarian of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

AN ACT to Add Dental Hygienists to the Board of Dental Examiners.

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

Sec. 1. 32 MRSA § 1071, 1st sentence, as last amended by PL 1975, c. 575, § 11, is further amended to read:

The Board of Dental Examiners, as heretofore established and hereinafter in this chapter called the "board," shall consist of 5 members of the dental profession, 2 dental hygienists and one representative of the public appointed by the Governor.

Sec. 2. 32 MRSA § 1071, as last amended by PL 1975, c. 771, sections 337 and 338, is further amended by adding after the 8th sentence the following new sentences:

The dental hygienists shall be qualified pursuant to subchapter IV. They shall be legal residents of the State and shall have been in practice in the State for at least 3 years immediately preceding appointment. The dental hygienists' members of the board shall be full voting members of the board on all administrative and policy matters which do not directly relate to the clinical examination for licensing of dentists. In January, 1978, the Governor shall make the initial appointments. One of the initial terms shall be for 2 years and one shall be for 4 years. Thereafter, the terms shall be for 4 years, except that a member shall serve until a successor is appointed. The Governor shall fill any vacancy in the dental hygienists' members of the board by appointing a person, qualified under the terms of this chapter, to hold office during the unexpired term of the member whose place is filled. No person shall serve more than 2 consecutive terms. No person shall be eligible to serve

who has been convicted of a violation of this chapter or any prior Dental Practice Act or who has been convicted of a felony. All appointments of dental hygienists to the board shall be made in the following manner: In December, 1977, the Maine Dental Hygienists Association shall submit to the Governor a list of 6 members of the association, who fulfill the requirements of this section, from which list the Governor shall appoint the dental hygienists' members of the board. Each succeeding December, the association shall submit a list of 4 members of the association from which the Governor shall make appointments for any full or unexpired terms that may occur during the subsequent year. In all instances the lists so submitted shall be certified by the president and secretary of the association as having been selected at an annual meeting in accordance with the bylaws of the association and that all nominees are fully qualified under the terms of this chapter.

Sec. 3. 32 MRSA § 1071, as last amended by PL 1975, c. 771, sections 337 and 338, is further amended by adding after the first paragraph a new paragraph to read:

The Governor may remove any member of the board on proven charges of inefficiency, incompetence, immorality or unprofessional conduct.

Sec. 4. 32 MRSA § 1072, 2nd sentence, as last amended by PL 1975, c. 575, § 12, is further amended to read:

~~Four~~ Five members shall constitute a quorum.

STATEMENT OF FACT

The purpose of this bill is to add dental hygienists to the Board of Dental Examiners.