

MAINE STATE LEGISLATURE

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127th MAINE LEGISLATURE

FIRST REGULAR SESSION-2015

Legislative Document

No. 361

H.P. 248

House of Representatives, February 12, 2015

An Act To Allow Licensed Dental Professionals To Own Dental Practices

Reference to the Committee on Labor, Commerce, Research and Economic Development suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative SHAW of Standish.
Cosponsored by Representatives: SHORT of Pittsfield, VEROW of Brewer.

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

2 **Sec. 1. 32 MRSA §1081, sub-§3**, as amended by PL 2007, c. 620, Pt. C, §5, is
3 further amended to read:

4 **3. Proprietor.** The term proprietor, as used in this chapter, includes a person who:

5 A. Employs dentists or dental hygienists, independent practice dental hygienists,
6 denturists or other dental auxiliaries in the operation of a dental office;

7 B. Places in possession of a dentist or a dental hygienist, independent practice
8 dental hygienist or other dental auxiliary or other agent dental material or equipment
9 that may be necessary for the management of a dental office on the basis of a lease or
10 any other agreement for compensation for the use of that material, equipment or
11 office; or

12 C. Retains the ownership or control of dental equipment or material or a dental
13 office and makes the same available in any manner for the use by dentists or dental
14 hygienists, independent practice dental hygienists or other agents, except that nothing
15 in this subsection applies to bona fide sales of dental equipment or material secured
16 by a chattel mortgage or retain title agreement. A person licensed to practice dentistry
17 may not enter into arrangements with a person who is not licensed to practice
18 dentistry, with the exception of licensed denturists and independent practice dental
19 hygienists, or the legal guardian or personal representative of a deceased or
20 incapacitated dentist, pursuant to the provisions of Title 13, section 732.

21 Any licensee of the board may be a proprietor of a place where the practice of dentistry is
22 performed.

23 **SUMMARY**

24 This bill clarifies that anyone licensed by the Department of Professional and
25 Financial Regulation, Board of Dental Examiners may be a proprietor of a dental
26 practice.