

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

---

---

N I N E T I E T H            L E G I S L A T U R E

---

---

**Legislative Document**

**No. 228**

H. P. 676

House of Representatives, January 29, 1941.

On motion by Mr. Fenlason of Anson tabled pending reference and 1,000 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Arzonico of Yarmouth.

---

---

STATE OF MAINE

---

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-ONE

---

**AN ACT Relating to the Practice of Dentistry.**

---

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

**Sec. 1. R. S., c. 21, § 34, amended.** The 2nd paragraph of section 34 of chapter 21 of the revised statutes, as amended by chapter 97 of the public laws of 1935, is hereby further amended to read as follows:

'No registered dentist or dental hygienist **or dental laboratory or dental technician** shall include in any newspaper, radio, display sign or other advertisement any statement of a character tending to deceive or mislead the public, or any statement claiming professional superiority or the performance of professional services in a superior manner or the performance of painless operations of a dental or oral surgical nature, or advertising fixed prices for professional services or materials or the use of any drug, nostrum, patent or proprietary medicine of any unknown formula, or advertising to use any system of anesthetics without truly and accurately naming the same or to use any such system unless such system is in fact used, or shall advertise with signs or printed advertisements which contain the representation of a tooth, teeth, dental restoration of any kind or of whatsoever design or description or any portion of the human head or neck or photograph of any person. Any person who violates any of the pro-

visions of this paragraph shall be deemed guilty of a misdemeanor and shall be punished by a fine of not more than \$200.'

**Sec. 2. R. S., c. 21, § 37, amended.** Section 37 of chapter 21 of the revised statutes, as amended by chapter 50 of the public laws of 1939, is hereby further amended to read as follows:

**'Sec. 37. Term "practicing dentist" defined; persons excepted.** A person shall be regarded as practicing dentistry who is manager, proprietor, operator, or conductor of a place for performing dental operations, or who for a fee, salary, or other reward paid or to be paid either to himself or to another person, performs dental operations of any kind, or who holds himself out as being able to diagnose, treat, operate, or take any impression of the human gums in connection with the manufacture of artificial dentures, or prescribe for any disease, pain, injury, deficiency, deformity, or physical condition of the human teeth, alveolar process, gums, or jaws, or any lesion of the teeth, alveolar process, gums, jaws, oral cavity and associated parts, and who shall either offer or undertake by any means or method to diagnose, treat, operate, or prescribe for any disease, pain, injury, deficiency, deformity or physical condition of the same or supply and insert artificial dentures, crowns or bridges as substitutes for natural teeth, or who, except on the written prescription of a duly licensed and registered dentist and by the use of impressions or casts made by a duly licensed and registered dentist shall directly or indirectly by mail, carrier, personal agent, or by any other method, furnish, supply, construct, reproduce, or repair prosthetic dentures, crowns, bridges, appliances, or other structures to be used and worn as substitutes for natural teeth, or corrective appliances; or who shall place such substitutes in the mouth and/or adjust the same except by a duly licensed and registered dentist, or who uses the words dentist, dental surgeon, the letters D.D.S. or D.M.D., or any other letter or title in connection with his name, which in any way represents him as being engaged in the practice of dentistry; provided, that nothing in sections 25 to 41, both inclusive, shall apply to a legally qualified physician or surgeon, unless he is practicing dentistry as a specialty, or to a legal practitioner of dentistry of another state making a clinical demonstration before a dental society, convention, or association of dentists.'

**Sec. 3. R. S., c. 125, § 53, amended.** Section 53 of chapter 125 of the revised statutes is hereby amended to read as follows:

**'Sec. 53. Dental examiners; board of osteopathic examination; commissioners of pharmacy; veterinary examiners; board of accountancy;**

**examiners for admission to the bar.** The members of the board of dental examiners, board of osteopathic examination and registration, commissioners of pharmacy, veterinary examiners, board of accountancy, and the examiners of applicants for admission to the bar shall each receive as compensation for their services ~~\$5~~ **\$10** a day, for the time actually spent, and their necessary expenses incurred in the discharge of their duties, to be certified by the secretaries of their respective boards.'