

CHAPTER 150

DENTISTS; DENTAL HYGIENISTS
DENTISTS**150.01 STATE BOARD OF DENTAL EXAMINERS.**

HISTORY. 1885 c. 199 ss. 2, 3; G.S. 1878 Vol. 2 (1888 Supp.) c. 124 ss. 143, 144; 1889 c. 19 ss. 2, 3; G.S. 1894 ss. 7907, 7908; R.L. 1905 s. 2313; 1911 c. 221 s. 1; G.S. 1913 s. 5015; G.S. 1923 s. 5757; 1927 c. 98 s. 1; M.S. 1927 s. 5757; 1935 c. 95 s. 1; M. Supp. s. 5762-1.

The ordinary function of a proviso is to exempt something from a statute which would otherwise be within its provisions. While a penal statute is to be strictly construed, such construction cannot be contrary to the language used. If the intention of the legislature is clearly expressed, the court must give effect thereto, and in the absence of manifest mistake, such a statute is not one requiring construction. *Gullings v State Board*, 200 M 115, 273 NW 703.

Members of the board continue in office until their successors are obtained and have qualified. OAG Jan. 12, 1938 (139b).

Legislation relating to dentistry. 20 MLR 71.

150.02 ORGANIZATION; OFFICERS; SALARIES; EXPENSES.

HISTORY. 1885 c. 199 ss. 2, 7; G.S. 1878 Vol. 2, (1888 Supp.) c. 124 ss. 143, 148; 1889 c. 19 ss. 2, 8, 14; G.S. 1894 ss. 7908, 7913, 7919; R.L. 1905 s. 2314; 1907 c. 117; 1911 c. 221 s. 2; G.S. 1913 s. 5016; G.S. 1923 s. 5758; 1927 c. 98 s. 2; M.S. 1927 s. 5758; 1935 c. 95 s. 2; M. Supp. s. 5762-2.

150.03 WHO MAY PRACTICE.

HISTORY. 1885 c. 199 s. 1; G.S. 1878 Vol. 2, (1888 Supp.) c. 124 s. 142; 1889 c. 19 ss. 1, 7; G.S. 1894 ss. 7906, 7912; R.L. 1905 s. 2315; 1907 c. 117; 1911 c. 221 s. 3; G.S. 1913 s. 5017; G.S. 1923 s. 5759; 1927 c. 98 s. 3; M.S. 1927 s. 5759; 1935 c. 95 s. 2; M. Supp. s. 5762-3.

150.04 LICENSES; EXAMINATIONS.

HISTORY. 1885 c. 199 s. 5; G.S. 1878 Vol. 2, (1888 Supp.) c. 124 s. 146; 1889 c. 19 ss. 5, 12; G.S. 1894 ss. 7910, 7917; R.L. 1905 s. 2316; 1907 c. 117; 1911 c. 221 s. 4; G.S. 1913 s. 5018; G.S. 1923 s. 5760; 1927 c. 98 s. 4; M.S. 1927 s. 5760; 1935 c. 95 s. 4; M. Supp. s. 5162-4.

Licenses must be signed by all five members of the board. OAG Jan. 12, 1938 (139b).

Reciprocal and retaliatory legislation. 21 MLR 376.

150.05 ANNUAL REGISTRATION FEE.

HISTORY. 1889 c. 19 s. 13; G.S. 1894 s. 7918; R.L. 1905 s. 2318; 1911 c. 221 s. 6; G.S. 1913 s. 5020; G.S. 1923 s. 5762; 1927 c. 98 s. 5; M.S. 1927 s. 5762; 1933 c. 8; 1935 c. 95 s. 5; M. Supp. s. 5762-5.

The license of a dentist who does not pay his dues may be revoked. But until so revoked, he may still continue to practice. OAG May 21, 1936 (303c-10a).

150.06 UNLAWFUL ACTS, WHAT ARE.

HISTORY. 1885 c. 199 ss. 6, 9; G.S. 1878 Vol. 2, (1888 Supp.) c. 124 ss. 147, 150; 1889 c. 19 ss. 9, 10, 11; G.S. 1894 ss. 7914 to 7916; R.L. 1905 s. 2319; 1907 c.

MINNESOTA STATUTES 1945 ANNOTATIONS

150.07 DENTISTS; DENTAL HYGIENISTS

870

117; 1911 c. 221 s. 7; G.S. 1913 s. 5021; G.S. 1923 s. 5763; 1927 s. 98 s. 6; M.S. 1927 s. 5763; 1935 c. 95 s. 6; M. Supp. s. 5762-6.

150.07 CORPORATIONS NOT TO PRACTICE DENTISTRY.

HISTORY. 1935 c. 95 s. 7; M. Supp. s. 5762-7.

150.08 UNLAWFUL ADVERTISING PROHIBITED.

HISTORY. 1935 c. 95 s. 8; M. Supp. s. 5762-8.

An advertisement announcing both a general and specialized practice was a violation of this section. *Gullings v State Board*, 200 M 115, 273 NW 703.

Reminder cards given to those who have previously had work done by an attendant, that it is time for further examination of his teeth, do not violate the statute. OAG March 13, 1939 (139m).

Word "specialty" is used in its natural sense. It does not include general practice. OAG Sept. 24, 1939 (139m).

150.09 VIOLATION A GROSS MISDEMEANOR.

HISTORY. 1935 c. 95 s. 10; M. Supp. s. 5762-10.

150.10 CERTIFICATE MUST BE POSTED.

HISTORY. 1935 c. 95 s. 11; M. Supp. s. 5762-11.

150.11 FRAUD IN SECURING LICENSES.

HISTORY. 1935 c. 95 s. 12; M. Supp. s. 5762-12.

150.12 DEFENSES.

HISTORY. 1935 c. 95 s. 13; M. Supp. s. 5762-13.

150.13 DIVIDING FEES FORBIDDEN.

HISTORY. 1927 c. 98 s. 7; M.S. 1927 s. 5763-1; 1935 c. 95 s. 14; M. Supp. s. 5762-14.

DENTAL HYGIENISTS

150.14 DENTAL HYGIENISTS; EXAMINATION; LICENSES.

HISTORY. 1919 c. 249 s. 1; G.S. 1923 s. 5764; 1927 c. 93; M.S. 1927 s. 5764; 1935 c. 71 s. 1; M. Supp. s. 5767-1.

This section does not forbid the employment of a licensed dentist by another dentist either on commission, salary or bonus. OAG July 13, 1935 (139).

150.15 MAY PERFORM CERTAIN SERVICES.

HISTORY. 1919 c. 249 s. 2; G.S. 1923 s. 5765; 1927 c. 93; M.S. 1927 s. 5765; 1935 c. 71 s. 2; M. Supp. s. 5767-2.

150.16 REGISTRATION FEES.

HISTORY. 1919 c. 249 s. 3; G.S. 1923 s. 5766; 1927 c. 93; M.S. 1927 s. 5766; 1935 c. 71 s. 3; M. Supp. s. 5767-3.

150.17 APPLICANTS FROM OTHER STATES.

HISTORY. 1919 c. 249 s. 4; G.S. 1923 s. 5767; 1927 c. 93; M.S. 1927 s. 5767; 1935 c. 71 s. 4; M. Supp. s. 5767-4.