

1.1 moves to amend S.F. No. 288, the third engrossment, as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "Section 1. **[150A.24] DEFINITIONS.**

1.4 Subdivision 1. **Scope.** For the purposes of sections 150A.24 to 150A.32, the
1.5 following terms have the meanings given.

1.6 Subd. 2. **Certified dental technician.** "Certified dental technician" means a dental
1.7 technician who has met the standards set by the National Board for Certification in Dental
1.8 Laboratory Technology or its equivalent as established by the Board of Dentistry.

1.9 Subd. 3. **Dental laboratory.** "Dental laboratory" means a corporation, partnership,
1.10 sole proprietor, or other business entity engaged in the manufacture or repair of dental
1.11 prosthetic appliances.

1.12 Subd. 4. **Work authorization.** "Work authorization" means a written instrument
1.13 by which a registered or certified dental laboratory subcontracts to another registered or
1.14 certified dental laboratory all or part of the fabrication or repair of a dental prosthetic
1.15 appliance authorized by a work order by a dentist licensed under this chapter.

1.16 Subd. 5. **Work order.** "Work order" means a written instrument prescribed by a
1.17 dentist licensed under this chapter directing a registered or certified dental laboratory to
1.18 manufacture, fabricate, or repair a dental prosthetic appliance for an individual patient.

1.19 Sec. 2. **[150A.25] REGISTRATION FOR DENTAL LABORATORIES.**

1.20 Subdivision 1. **General.** Beginning January 1, 2013, all dental laboratories
1.21 physically located in Minnesota must register with the Board of Dentistry in accordance
1.22 with sections 150A.24 to 150A.32. A dental laboratory that is physically located
1.23 within a dental practice is not required to register if the dental prosthetic appliances are
1.24 manufactured or repaired for the exclusive use of the dentist or dentists within the dental
1.25 practice.

2.1 Subd. 2. **Registration requirements.** (a) An application for an initial registration
2.2 must be submitted to the board on a form provided by the board accompanied with the
2.3 registration fee required under section 150A.32. The application must contain:

2.4 (1) the business name of the laboratory;

2.5 (2) the physical address of the laboratory;

2.6 (3) the name of the laboratory's owner or operator; and

2.7 (4) the telephone number and email address of the laboratory owner or operator.

2.8 (b) It is the responsibility of the dental laboratory to notify the board of any change
2.9 in the registration information that is required under paragraph (a).

2.10 Subd. 3. **Unique registration number.** Upon approval, the board shall issue a
2.11 registration and a unique registration number to the dental laboratory.

2.12 Subd. 4. **Registration term.** Upon initial registration with the board, a dental
2.13 laboratory is not required to renew that registration.

2.14 Sec. 3. **[150A.26] CERTIFICATION FOR DENTAL LABORATORIES.**

2.15 Subdivision 1. **General.** Beginning January 1, 2013, a dental laboratory may be
2.16 certified by the Board of Dentistry in accordance with sections 150A.24 to 150A.32.

2.17 Subd. 2. **Certification requirements.** An application for an initial certification and
2.18 for renewal must be submitted to the board on a form provided by the board accompanied
2.19 with the certification fee required under section 150A.32. The application must contain:

2.20 (1) the name of the laboratory;

2.21 (2) the physical address of the laboratory;

2.22 (3) verification that the laboratory meets the infectious disease control requirements
2.23 under Occupational Safety and Health Administration (OSHA) and the Centers for
2.24 Disease Control and Prevention (CDC) of the United States Public Health Services;

2.25 (4) verification that the laboratory has:

2.26 (i) at least one full-time certified dental technician employee in the laboratory; and

2.27 (ii) National Board for Certification in Dental Laboratory Technology (NBC)

2.28 certification; or

2.29 (iii) ISO certification; or

2.30 (iv) Dental Appliance Manufacturers Audit System (DAMAS) certification; and

2.31 (5) any other relevant information deemed necessary by the board.

2.32 Subd. 3. **Unique certification number.** Upon approval, the board shall issue a
2.33 certification and a unique certification number to the dental laboratory.

3.1 Subd. 4. **Certification term; renewal.** (a) Certification shall be valid for two years
3.2 from the date of issuance and may be renewed upon submitting the information required
3.3 in subdivision 2 and the certification renewal fee required in section 150A.32.

3.4 (b) At renewal, a certified dental laboratory must submit an affidavit to the board,
3.5 on a form prescribed by the board, that each dental technician employed by or under
3.6 contract with the laboratory has met the continuing education requirements specified
3.7 in section 150A.31.

3.8 Subd. 5. **Inspections.** (a) The board shall have the authority to inspect a certified
3.9 dental laboratory and to review any records necessary to ensure that the requirements
3.10 of sections 150A.24 to 150A.31 are met.

3.11 (b) The board shall have the authority to enter the premises to make an inspection.
3.12 Refusal to permit an inspection constitutes valid grounds for certification denial or
3.13 revocation.

3.14 Sec. 4. **[150A.27] WORK ORDER REQUIRED.**

3.15 No registered or certified dental laboratory shall perform any dental technological
3.16 work for a dentist licensed under this chapter without a valid work order from the licensed
3.17 dentist or a work authorization issued pursuant to a valid work order. A work order or
3.18 work authorization may be handwritten and may be faxed or sent electronically using
3.19 an electronic signature.

3.20 Sec. 5. **[150A.28] MATERIAL CONTENT NOTICE.**

3.21 (a) A dental laboratory shall inform the dentist who issued the work order of:

3.22 (1) the country of origin where the technological work was performed in whole
3.23 or in part; and

3.24 (2) the name, physical address, and registration number of the laboratory or
3.25 laboratories that manufactured or repaired the dental prosthesis, either directly or
3.26 indirectly.

3.27 (b) A dental laboratory shall disclose to the dentist the complete material content
3.28 of the patient contact materials contained in the dental prosthetic appliance in a manner
3.29 that can be easily entered into a patient record. Upon receipt of the material content
3.30 notice, the dentist must include the information in the record of the patient for whom
3.31 the prosthesis is intended.

3.32 (c) It is the responsibility of the Minnesota licensed dentist to obtain the information
3.33 as to material content and country of origin for dental laboratory work performed by

4.1 an out-of-state dental laboratory as is required to be provided by a dental laboratory
4.2 physically located in Minnesota and to include this information in the patient's record.

4.3 (d) A registered or certified dental laboratory must comply with section 150A.21.

4.4 Sec. 6. **[150A.29] PROHIBITION AGAINST USE OF NONREGISTERED OR**
4.5 **NONCERTIFIED DENTAL LABORATORIES.**

4.6 (a) A dentist licensed under this chapter must use a dental laboratory registered
4.7 or certified under sections 150A.24 to 150A.32 for any dental laboratory work that is
4.8 performed in this state and outside of the office of a licensed dentist.

4.9 (b) No registered or certified dental laboratory shall subcontract all or part of any
4.10 dental laboratory work that is prescribed by a work order to another dental laboratory in
4.11 this state unless the laboratory is registered or certified by the board according to sections
4.12 150A.24 to 150A.32.

4.13 Sec. 7. **[150A.31] CONTINUING EDUCATION REQUIREMENTS.**

4.14 (a) A certified dental laboratory must maintain on file documentation certifying
4.15 that each dental technician employed by or under contract with the laboratory has
4.16 completed eight hours of continuing education biennially. The documentation for each
4.17 dental technician must include the date, location, sponsor, subject matter, and attendance
4.18 hours of each completed continuing education course as well as any receipts, vouchers,
4.19 or certificates as may be necessary to document completion of the continuing education
4.20 requirement. The documentation must be retained for each dental technician for at least
4.21 two certification renewal cycles.

4.22 (b) A continuing education course must contribute directly to the education of the
4.23 dental technician to improve dental health care delivery, and must address one or more of
4.24 the following areas of professional development:

4.25 (1) laboratory and technological subjects, including, but not limited to, laboratory
4.26 techniques, procedures, materials, and equipment; and

4.27 (2) oral health, infection control, and patient safety.

4.28 (c) Continuing education courses must meet the criteria established by the National
4.29 Board of Certification.

4.30 Sec. 8. **[150A.32] FEES.**

4.31 (a) The fee for registration is \$20.

4.32 (b) The fee for the initial certification and biennial renewal may not exceed \$300.

5.1 (c) The fees specified in this section are nonrefundable and shall be deposited in
5.2 the state government special revenue fund.

5.3 Sec. 9. **APPROPRIATIONS.**

5.4 \$..... is appropriated for fiscal year 2013 and \$..... is appropriated for fiscal year
5.5 2014 from the state government special revenue fund to the Board of Dentistry for the
5.6 purpose of implementing Minnesota Statutes, sections 150A.24 to 150A.32.

5.7 Sec. 10. **EFFECTIVE DATE.**

5.8 Sections 1 to 8 are effective January 1, 2013."