

State of South Dakota

NINETY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2016

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HOUSE BILL NO. 1186

Introduced by: Representatives Heinemann (Leslie), Anderson, Campbell, Craig, Deutsch, Gibson, Kirschman, Munsterman, Novstrup (Al), Otten (Herman), Stalzer, Wollmann, and Zikmund and Senators Holien, Haggar (Jenna), Monroe, Peterson (Jim), and Tieszen

1 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the practice of
2 dentistry and to dental corporations.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 36-6A be amended by adding a NEW SECTION to read:

5 Any advertisement for the provision of dental services shall include a statement of the name
6 of the person licensed pursuant to this chapter who is providing the services offered. In any print
7 advertisement, the statement shall be clearly legible and in a print size that is equal to or larger
8 than the size of the print used to advertise the service. In any audio advertisement, the statement
9 shall be clearly audible in speech that is at a volume and pace equal to that of the advertisement.

10 Section 2. That § 47-12-7 be amended to read:

11 47-12-7. No corporation shall open, operate, or maintain an establishment for any of the
12 purposes set forth in § 47-12-1 without a certificate of registration from the State Board of
13 Dentistry, hereinafter referred to as the board. Application for such registration shall be made
14 to ~~said~~ the board in writing and shall contain the name and address of the corporation and ~~such~~



1 any other information as may be required by the board. The board may require any contract
2 between a dental corporation and a person licensed pursuant to chapter 36-6A, including any
3 personal services contract, to be filed with the board. Any contract filed pursuant to this section
4 is confidential unless disclosure of the contract is authorized by the parties to the contract.

5 Section 3. That § 47-12-8 be amended to read:

6 47-12-8. Upon receipt of an application under § 47-12-7, the State Board of Dentistry shall
7 make an investigation of the corporation. If the board finds that the incorporators, officers,
8 directors, and shareholders are each licensed pursuant to the Dental Practice Act and if no
9 disciplinary action is pending before the board or any other dental licensing board or agency
10 against any of them, and if it appears that the corporation will be conducted in compliance with
11 law and the regulations of the board, the board shall may issue, upon payment of a registration
12 fee of one hundred dollars, a certificate of registration which shall remain effective until January
13 first following the date of such the registration.

14 Section 4. That § 47-12-9 be amended to read:

15 47-12-9. The certificate of registration including a list of all shareholders, directors, and
16 officers of the corporation and the city and state of residence of each shall be conspicuously
17 posted upon the premises to which it is applicable.