

1 ENGROSSED HOUSE
2 BILL NO. 1059

By: Nations of the House

and

Nichols of the Senate

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7 An Act relating to professions and occupations;
8 amending 59 O.S. 2001, Section 328.31a, which relates
9 to the State Dental Act; modifying requirements for
10 use of trade names; directing the Board to promulgate
11 rules; and providing an effective date.

12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. AMENDATORY 59 O.S. 2001, Section 328.31a, is
14 amended to read as follows:

15 Section 328.31a A A. One dentist or multiple dentists may use
16 a trade name in connection with the practice of dentistry provided
17 that:

18 1. The use of the trade name shall not be false, fraudulent or
19 misleading;

20 2. ~~Any advertisement in which the trade name appears shall~~
21 ~~include the name of the dentist actually providing the dental~~
22 ~~services;~~

23 3. The name of the dentist or dentists actually providing the
24 dental services to the patient shall appear on all billing invoices

1 or statements sent to a the patient and on all receipts if any are
2 given to a the patient;

3 ~~4.~~ 3. Treatment records shall be maintained for each patient
4 that clearly identify the dentist or dentists who performed ~~the~~ all
5 dental services for the patient; and

6 ~~5.~~ 4. When one dentist or multiple dentists make an
7 advertisement ~~is made~~ in the trade name or the trade name is
8 included in an advertisement, a copy of the advertisement, including
9 ~~a film and audio record if one was used~~ but not limited to any
10 electronic form of the advertising, shall be kept by the dentist or
11 dentists for three (3) years from the first publication date of the
12 advertisement.

13 B. The Board of Dentistry shall promulgate rules regulating
14 advertisements in which one dentist or multiple dentists use a trade
15 name.

16 SECTION 2. This act shall become effective November 1, 2009.
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1 Passed the House of Representatives the 17th day of February,
2 2009.

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5 Presiding Officer of the House of
6 Representatives

7 Passed the Senate the ____ day of _____, 2009.

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10 Presiding Officer of the Senate

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