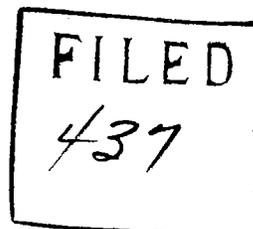


Answered by Letter
Klaffenbach

October 6, 1969

OPINION LETTER NO. 437

Honorable Reuben R. Rhoades, D.D.S.
Secretary, Missouri Dental Board
415 Central Trust Building
Jefferson City, Missouri 65101



Dear Dr. Rhoades:

This letter is in response to your opinion request concerning whether or not the Missouri Dental Board by regulation can require the practicing dentists or dental hygienists in Missouri to attend and continue an education course relating to the dental field before their annual renewal license could be issued.

While the Board does, under Senate Committee Substitute for Senate Bill 97 of the 75th General Assembly, Section 332.031, have the right to adopt, publish, and enforce such rules and regulations which are within the scope and purview of the provisions of the chapter; nevertheless, the statute prescribes the procedure for renewal, Section 332.181 (S.C.S. SB No. 97) and Section 332.261 (S.C.S. SB 97). We find nothing in these statutes to require that such dentists or dental hygienists attend continuing education courses before receiving their annual licenses and likewise find no authority for the Board under their rule-making power to impose such a requirement.

Yours very truly,

JOHN C. DANFORTH
Attorney General