

**State Board of Dental Examiners, Power of. Authority,
State Board of Dental Examiners. Annual Dues, Payment of.
Certificate, Revocation of. Revocation, of Certificate to Prac-
tice.**

Upon the failure of licensed members of the dental profession to pay annual dues within the time provided by law, after due notice, the Board should revoke the license of delinquent members.

May 24, 1915.

Dr. G. S. Chevigny,
Secretary State Board of Dental Examiners,
Butte, Montana.

Dear Sir:

Replying to your letter of the 21st inst., addressed to Mr. J. B. Poindexter as Attorney General, and by him returned to this department, wherein you request advice as to how to proceed to make collection of the annual dues from certain members of the dental profession who have become and remain delinquent, your attention is directed to the provisions of Sec. 6, Chap. 132, Session Laws of 1909, amending Sec-

tion 1582 of the Revised Codes of 1907, which provides for just such cases as those by you mentioned. The portion applicable to those cases reads as follows:

"* * * Every registered dentist shall in each and every year pay to the Board of Dental Examiners a fee of four (\$4.00) dollars as his annual dues, such payment to be made on or before the first day of May of each year. In case of default of such payment by any person, his or her certificate may be revoked by the Board of Dental Examiners upon thirty day notice from the Secretary to the person holding such certificate, unless within said thirty days said annual dues shall be paid, together with such penalties as the Board may impose, and the Board is expressly authorized to impose a penalty of One Dollar (\$1.00) as a consideration for each year, for allowing the certificate to remain unrevoked."

Section 7 of the same Chapter amends Section 1584 of the Revised Codes of 1907, and provides that:

"Any person who shall violate any of the provisions of this Act, * * * shall be deemed guilty of a misdemeanor, and upon conviction may be fined one thousand dollars, (\$1,000.00) and not less than Five Hundred Dollars (\$500.00) or imprisoned for not less than six months nor more than one year, or may be punished by both such fine and imprisonment. * * *"

The procedure to be by you followed is, therefore, very plain. You are advised that you should give due notice to those who are delinquent. At the expiration of the time prescribed by law the Board of Dental Examiners should comply with the provisions of law by revoking the licenses of the delinquent members. Should the persons whose licenses have been revoked continue to practice thereafter, they should be prosecuted for practising dentistry without a license.

Yours very truly,

D. M. KELLY,

Attorney General.