

WISCONSIN STATE  
LEGISLATURE  
COMMITTEE HEARING  
RECORDS

2005-06 (session year)

Assembly (Assm., Sen. or Joint)

Committee on  
State Affairs  
(AC-SA)

Sample:

Record of Comm. Proceedings ... RCP

- 05hrAC-Ed\_RCP\_pt01a
- 05hrAC-Ed\_RCP\_pt01b
- 05hrAC-Ed\_RCP\_pt02

➤ Appointments ... Appt

➤ \*\*

➤ Clearinghouse Rules ... CRule

➤ \*\*

➤ Committee Hearings ... CH

➤ \*\*

➤ Committee Reports ... CR

➤ \*\*

➤ Executive Sessions ... ES

➤ \*\*

➤ Hearing Records ... HR

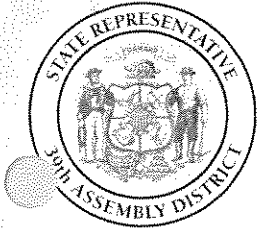
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➤ Miscellaneous ... Misc

➤ **05hr\_AC-SA\_Misc\_pt01**

➤ Record of Comm. Proceedings ... RCP

➤ \*\*



# JEFF FITZGERALD

ASSISTANT MAJORITY LEADER

P.O. Box 8952  
Madison, WI 53708

(608) 266-2540

Fax: (608) 282-3639

Rep.Fitzgerald@legis.state.wi.us

April 12, 2006

Ms. Helene Nelson, Secretary  
Department of Health and Family Services  
One West Wilson Street, Room 650  
Madison, WI 53702

Dear Secretary Nelson:

The Assembly State Affairs Committee adopted the following motion with respect to Clearinghouse Rule 05-033:

MOVED, that the Assembly Committee on State Affairs, pursuant to s. 227.19 (4) (b) 2., Stats., requests the Department of Health and Family Services to consider modifying Clearinghouse Rule 05-033, relating to dental services under the medical assistance program, to delete the provisions of the rule relating to certification of dental hygienists for purposes of medical assistance reimbursement. These provisions are contained in ss. HFS 105.01 (5) (a) 1., HFS 105.01 (5m), HFS 105.06 (2), HFS 107.07 (1m), and HFS 107.07 (4m).

If the Department of Health and Family Services does not agree to this request to consider modifications to the rule, in a letter addressed to the Chairperson of the Assembly Committee on State Affairs and received by the Chairperson no later than 4:30 p.m. on April 19, 2006, then the Assembly Committee on State Affairs objects to ss. HFS 105.01 (5) (a) 1., HFS 105.01 (5m), HFS 105.06 (2), HFS 107.07 (1m), and HFS 107.07 (4m), pursuant to s. 227.19 (4) (b) 5. and (d), Stats., on the grounds that these portions of the proposed rule are arbitrary and capricious, and impose an undue hardship.

The motion was adopted on a vote of Ayes, 6; Noes, 3.

At the public hearing of the Assembly State Affairs Committee, various dentists raised concerns about directly reimbursing dental hygienists for dental care without a requirement that such care be under the direction of a dentist who has also examined the patient.

Thank you for your consideration of this recommendation.

Sincerely,

Representative Jeff Fitzgerald  
Chairperson  
Assembly Committee on State Affairs

JF:jr:tr