



## 2007 SENATE BILL 142

April 11, 2007 - Introduced by Senators VINEHOUT, ROESSLER, ERPENBACH, OLSEN, BRESKE, COWLES, HANSEN and KREITLOW, cosponsored by Representatives BALLWEG, WASSERMAN, BENEDICT, BERCEAU, CULLEN, HAHN, HINES, NEWCOMER, OWENS, HIXSON, PETERSEN, SINICKI, TOWNSEND, YOUNG, VAN AKKEREN, VAN ROY, VRUWINK and GUNDERSON. Referred to Committee on Health and Human Services.

1     **AN ACT** *to renumber* 49.45 (3) (m) and 440.01 (1) (a); *to renumber and amend*  
2           48.67, 440.983 (2) and 446.02 (2) (b); *to amend* 100.178 (2) (a) and (b), 100.178  
3           (5) (a) and (b), 446.02 (1) (b), 446.02 (3g) (b), 446.02 (3r), 448.953 (2) (intro.),  
4           448.953 (2) (b), 448.953 (3) (a), 448.953 (4) (a) and 460.05 (3) (intro.); and *to*  
5           **create** 46.03 (38), 48.67 (3), 48.67 (4), 48.67 (5), 48.67 (6), 49.45 (3) (m) 2., 50.36  
6           (5), 146.50 (9m), 254.47 (6), 440.01 (1) (ad), 440.01 (1) (ag), 440.01 (1) (i), 440.982  
7           (1m) (d), 440.983 (2) (b), 446.02 (2) (b) 3., 447.02 (2) (f), 448.9525 (1) (e), 448.953  
8           (1) (i), 448.955 (2) (d), 460.04 (2) (e) and 460.05 (1) (i) of the statutes; **relating**  
9           **to:** requirements to successfully complete training on use of an automated  
10          external defibrillator, extending the time limit for emergency rule procedures,  
11          providing an exemption from emergency rule procedures, and requiring the  
12          exercise of rule-making authority.

---

### *Analysis by the Legislative Reference Bureau*

Under current statutes and administrative rules, the following persons are required to successfully complete instruction in cardiopulmonary resuscitation:

**SENATE BILL 142**

emergency medical technicians; first responders; instructors of emergency medical technicians or first responders; hospital medical and nursing personnel who provide emergency services; day care center, group home, and shelter care facility staff who provide care for children; chiropractors; dental hygienists; dentists; licensed midwives; lifeguards; health services staff at camps; fitness center employees; athletic trainers; specialized motor vehicle drivers and attendants; and massage therapists and bodyworkers. Beginning May 1, 2007, licensed midwives will be required to be currently certified in cardiopulmonary resuscitation.

This bill requires these persons to successfully complete a course on the use of automated external defibrillators. The bill requires chiropractors, dental hygienists, dentists, licensed midwives, athletic trainers, and massage therapists and bodyworkers to demonstrate current proficiency in the use of an automated external defibrillator in order to obtain licensure or certification and, with the exception of massage therapists and bodyworkers, the renewal of a license or certificate. This bill also requires the Department of Health and Family Services (DHFS) to approve individuals, organizations, and institutions of higher education to provide the course.

Current administrative rules require a residential care center for children and youth operated by a child welfare agency to have in each building housing residents of the residential care center for children and youth when those residents are present at least one staff member who has successfully completed instruction in cardiopulmonary resuscitation and require a shelter care facility to have readily available on the premises of the shelter care facility a staff member or other person who has successfully completed such instruction. This bill requires DHFS to promulgate administrative rules requiring a residential care center for children and youth to have in each building housing residents when residents are present at least one staff member who has successfully completed a course in the use of automated external defibrillators and requiring shelter care facilities to have readily available on the premises a staff member or other person who has successfully completed such a course.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

---

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

- 1           **SECTION 1.** 46.03 (38) of the statutes is created to read:
- 2           46.03 (38)   AUTOMATIC EXTERNAL DEFIBRILLATOR INSTRUCTION.   Approve
- 3 individuals, organizations, or institutions of higher education to teach courses on use
- 4 of an automated external defibrillator, as defined in s. 146.50 (1) (cr), for persons who

**SENATE BILL 142**

1 are required as a condition of licensure, certification, or registration to successfully  
2 complete a course on use of an automatic external defibrillator.

3 **SECTION 2.** 48.67 of the statutes is renumbered 48.67 (intro.) and amended to  
4 read:

5 **48.67 Rules governing child welfare agencies, day care centers, foster**  
6 **homes, treatment foster homes, group homes, shelter care facilities, and**  
7 **county departments.** (intro.) The department shall promulgate rules establishing  
8 minimum requirements for the issuance of licenses to, and establishing standards  
9 for the operation of, child welfare agencies, day care centers, foster homes, treatment  
10 foster homes, group homes, shelter care facilities, and county departments. Those  
11 rules shall be designed to protect and promote the health, safety, and welfare of the  
12 children in the care of all licensees. The department shall consult with the  
13 department of commerce, the department of public instruction, and the child abuse  
14 and neglect prevention board before promulgating those rules. ~~In establishing the~~  
15 ~~minimum requirements for the issuance of licenses to day care centers, the~~  
16 ~~department~~ Those rules shall include ~~a requirement that~~ rules that require all of the  
17 following:

18 (1) That all day care center licensees who are individuals, and all employees  
19 and volunteers of a licensee day care center, who provide care and supervision for  
20 children under one year of age receive, before the date on which the license is issued  
21 or the employment or volunteer work commences, whichever is applicable, training  
22 in the most current medically accepted methods of preventing sudden infant death  
23 syndrome, ~~if the licensee, employee, or volunteer provides care and supervision for~~  
24 ~~children under one year of age, and the.~~

**SENATE BILL 142**

1           (2) That all day care center licensees, and all employees and volunteers of a day  
2 care center, who provide care and supervision for children under 5 years of age  
3 receive, before the date on which the license is issued or the employment or volunteer  
4 work commences, whichever is applicable, the training relating to shaken baby  
5 syndrome and impacted babies required under s. 253.15 (4), if the licensee, employee,  
6 or volunteer provides care and supervision for children under 5 years of age.

7           **SECTION 3.** 48.67 (3) of the statutes is created to read:

8           48.67 (3) That all day care center licensees, and all employees of a day care  
9 center, who provide care and supervision for children successfully complete, within  
10 6 months after the date on which the license is issued or the employment commences,  
11 whichever is applicable, a course on the use of an automated external defibrillator,  
12 as defined in s. 146.50 (1) (cr), that is provided by an individual, organization, or  
13 institution of higher education that is approved under s. 46.03 (38) to teach such a  
14 course.

15           **SECTION 4.** 48.67 (4) of the statutes is created to read:

16           48.67 (4) That all staff members of a group home who provide care for the  
17 residents of the group home successfully complete, within 6 months after the date  
18 on which the employment commences, a course on the use of an automated external  
19 defibrillator, as defined in s. 146.50 (1) (cr), that is provided by an individual,  
20 organization, or institution of higher education that is approved under s. 46.03 (38)  
21 to teach such a course.

22           **SECTION 5.** 48.67 (5) of the statutes is created to read:

23           48.67 (5) That all staff members of a shelter care facility who provide care and  
24 supervision for children successfully complete, before the date on which the  
25 employment commences, a course on the use of an automated external defibrillator,

**SENATE BILL 142**

1 as defined in s. 146.50 (1) (cr), that is provided by an individual, organization, or  
2 institution of higher education that is approved under s. 46.03 (38) to teach such a  
3 course and that all shelter care facilities have readily available on the premises of  
4 the shelter care facility a staff member or other person who has successfully  
5 completed such a course.

6 **SECTION 6.** 48.67 (6) of the statutes is created to read:

7 48.67 (6) That all child welfare agencies that operate a residential care center  
8 for children and youth have in each building housing residents of the residential care  
9 center for children and youth when those residents are present at least one staff  
10 member who has successfully completed a course on the use of an automated  
11 external defibrillator, as defined in s. 146.50 (1) (cr), that is provided by an  
12 individual, organization, or institution of higher education that is approved under  
13 s. 46.03 (38) to teach such a course.

14 **SECTION 7.** 49.45 (3) (m) of the statutes is renumbered 49.45 (3) (m) 1.

15 **SECTION 8.** 49.45 (3) (m) 2. of the statutes is created to read:

16 49.45 (3) (m) 2. A person who is certified to provide transportation by  
17 specialized medical vehicle under sub. (2) (a) 11. shall ensure that every person who  
18 drives or serves as an attendant to passengers on a specialized medical vehicle shall,  
19 before driving or serving as an attendant, successfully complete a course on the use  
20 of an automated external defibrillator, as defined in s. 146.50 (1) (cr), that is provided  
21 by an individual, organization, or institution of higher education that is approved  
22 under s. 46.03 (38) to teach such a course.

23 **SECTION 9.** 50.36 (5) of the statutes is created to read:

24 50.36 (5) Before providing emergency services in a hospital, medical and  
25 nursing personnel shall successfully complete a course on the use of an automated

**SENATE BILL 142****SECTION 9**

1 external defibrillator, as defined in s. 146.50 (1) (cr), that is provided by an  
2 individual, organization, or institution of higher education that is approved under  
3 s. 46.03 (38) to teach such a course.

4 **SECTION 10.** 100.178 (2) (a) and (b) of the statutes are amended to read:

5 100.178 (2) (a) At all times during which the fitness center is open and its  
6 facilities and services are available for use, ~~have at least one employee present on the~~  
7 premises of the fitness center at least one employee who has satisfactorily completed  
8 a course or courses in basic first aid and basic cardiopulmonary resuscitation taught  
9 by an individual, organization, or institution of higher education approved by the  
10 department and at least one employee who has successfully completed a course on  
11 use of an automated external defibrillator that is provided by an individual,  
12 organization, or institution of higher education that is approved under s. 46.03 (38)  
13 to teach the course.

14 (b) Ensure that each of its employees, within 90 days after hire, satisfactorily  
15 completes at least one course in basic first aid and basic cardiopulmonary  
16 resuscitation taught by an individual, organization, or institution of higher  
17 education approved by the department and at least one course on use of an  
18 automated external defibrillator that is provided by an individual, organization, or  
19 institution of higher education that is approved under s. 46.03 (38) to teach the  
20 course.

21 **SECTION 11.** 100.178 (5) (a) and (b) of the statutes are amended to read:

22 100.178 (5) (a) The minimum standards for the qualifications and training of  
23 an individual, including an individual associated with an organization or institution  
24 of higher education, who teaches basic first aid or basic cardiopulmonary

**SENATE BILL 142**

1     resuscitation or use of an automated external defibrillator to fitness center  
2     employees under sub. (2).

3           (b) The minimum hours of instruction and general content of the basic first aid  
4     and basic cardiopulmonary resuscitation or automatic external defibrillator courses  
5     taught to fitness center employees under sub. (2).

6           **SECTION 12.** 146.50 (9m) of the statutes is created to read:

7           146.50 **(9m)** DEFIBRILLATION TRAINING. The department shall promulgate rules  
8     requiring emergency medical technicians, first responders, and individuals who  
9     provide instruction to emergency medical technicians or first responders to  
10    successfully complete training on the use of an automated external defibrillator. The  
11    rules shall specify the content of the training, qualifications for providers of the  
12    training, and the frequency with which emergency medical technicians, first  
13    responders, and individuals who provide instruction to emergency medical  
14    technicians or first responders must complete the training.

15          **SECTION 13.** 254.47 (6) of the statutes is created to read:

16          254.47 **(6)** Before serving as a lifeguard at a public swimming pool or a  
17    recreational and educational camp or as an on-site health services staff member at  
18    a recreational and educational camp, an individual shall successfully complete a  
19    course on the use of an automated external defibrillator, as defined in s. 146.50 (1)  
20    (cr), that is provided by an individual, organization, or institution of higher  
21    education that is approved under s. 46.03 (38) to teach such a course.

22          **SECTION 14.** 440.01 (1) (a) of the statutes is renumbered 440.01 (1) (aj).

23          **SECTION 15.** 440.01 (1) (ad) of the statutes is created to read:

24          440.01 **(1)** (ad) "Automated external defibrillator" means a defibrillator device  
25    to which all of the following apply:

**SENATE BILL 142**

1           1. It is approved for commercial distribution by the federal food and drug  
2 administration.

3           2. It is capable of recognizing the presence or absence of ventricular fibrillation  
4 or rapid ventricular tachycardia and of determining without intervention by the user  
5 of the device whether defibrillation should be performed.

6           3. After having determined that defibrillation should be performed, it is  
7 capable, either at the command of an operator or without intervention by an operator,  
8 of delivering an electrical shock to an individual.

9           **SECTION 16.** 440.01 (1) (ag) of the statutes is created to read:

10           440.01 (1) (ag) “Defibrillation” means administering an electrical impulse to  
11 an individual’s heart in order to stop ventricular fibrillation or rapid ventricular  
12 tachycardia.

13           **SECTION 17.** 440.01 (1) (i) of the statutes is created to read:

14           440.01 (1) (i) “Ventricular fibrillation” means a disturbance in the normal  
15 rhythm of the heart that is characterized by rapid, irregular, and ineffective  
16 twitching of the ventricles of the heart.

17           **SECTION 18.** 440.982 (1m) (d) of the statutes is created to read:

18           440.982 (1m) (d) The person submits evidence satisfactory to the department  
19 that the person has current proficiency in the use of an automated external  
20 defibrillator achieved in a course provided by an individual, organization, or  
21 institution of higher education approved under s. 46.03 (38) to provide such a course.

22           **SECTION 19.** 440.983 (2) of the statutes, as created by 2005 Wisconsin Act 292,  
23 is renumbered 440.983 (2) (intro.) and amended to read:

**SENATE BILL 142**

1           440.983 (2) (intro.) A licensed midwife shall, at the time that he or she applies  
2           for renewal of a license under sub. (1), submit proof satisfactory to the department  
3           ~~that he of all of the following:~~

4           (a) He or she holds a valid certified professional midwife credential from the  
5           North American Registry of Midwives or a successor organization or a valid certified  
6           nurse-midwife credential from the American College of Nurse Midwives or a  
7           successor organization.

8           **SECTION 20.** 440.983 (2) (b) of the statutes is created to read:

9           440.983 (2) (b) He or she has current proficiency in the use of an automated  
10          external defibrillator achieved in a course provided by an individual, organization,  
11          or institution of higher education approved under s. 46.03 (38) to provide such a  
12          course.

13          **SECTION 21.** 446.02 (1) (b) of the statutes is amended to read:

14          446.02 (1) (b) Meets the requirements of continuing education for license  
15          renewal as the examining board may require, which requirements shall include  
16          current proficiency in the use of an automated external defibrillator achieved in a  
17          course provided by an individual, organization, or institution of higher education  
18          approved under s. 46.03 (38) to provide such a course. During the time between  
19          initial licensure and commencement of a full 2-year licensure period new licensees  
20          shall not be required to meet continuing education requirements. Any person who  
21          has not engaged in the practice of chiropractic for 2 years or more, while holding a  
22          valid license under this chapter, and desiring to engage in such practice, shall be  
23          required by the examining board to complete a continuing education course at a  
24          school of chiropractic approved by the examining board or pass a practical  
25          examination administered by the examining board or both.

**SENATE BILL 142**

1           **SECTION 22.** 446.02 (2) (b) of the statutes is renumbered 446.02 (2) (b) (intro.)  
2 and amended to read:

3           446.02 **(2)** (b) (intro.) The examining board shall promulgate rules establishing  
4 educational requirements for obtaining a license under par. (a). The rules shall  
5 require that an application for the license that is received by the department after  
6 June 30, 1998, be accompanied by satisfactory evidence that the applicant ~~has~~  
7 satisfies all of the following:

8           1. Has a bachelor's degree from a college or university accredited by an  
9 accrediting body listed as nationally recognized by the secretary of the federal  
10 department of education, ~~and has.~~

11           2. Has graduated from a college of chiropractic approved by the examining  
12 board.

13           **SECTION 23.** 446.02 (2) (b) 3. of the statutes is created to read:

14           446.02 **(2)** (b) 3. Has current proficiency in the use of an automated external  
15 defibrillator achieved in a course provided by an individual, organization, or  
16 institution of higher education approved under s. 46.03 (38) to provide such a course.

17           **SECTION 24.** 446.02 (3g) (b) of the statutes is amended to read:

18           446.02 **(3g)** (b) The examining board shall promulgate rules establishing  
19 additional requirements for obtaining a license under par. (a), including a  
20 requirement that each person licensed under this subsection has current proficiency  
21 in the use of an automated external defibrillator achieved in a course provided by an  
22 individual, organization, or institution of higher education approved under s. 46.03  
23 (38) to provide such a course.

24           **SECTION 25.** 446.02 (3r) of the statutes is amended to read:

**SENATE BILL 142**

1           446.02 **(3r)** The examining board may promulgate rules providing for the  
2           granting of a temporary permit to practice chiropractic to an individual who is  
3           licensed to practice chiropractic in another state or territory of the United States or  
4           in another country, and establishing requirements for practicing chiropractic under  
5           a temporary permit. Any rules promulgated under this subsection shall require an  
6           individual seeking a temporary permit under this subsection to submit evidence  
7           satisfactory to the examining board that the individual has current proficiency in the  
8           use of an automated external defibrillator achieved in a course provided by an  
9           individual, organization, or institution of higher education approved under s. 46.03  
10          (38) to provide such a course.

11           **SECTION 26.** 447.02 (2) (f) of the statutes is created to read:

12           447.02 **(2)** (f) A requirement that each of the following individuals submit  
13           evidence satisfactory to the examining board that the individual has current  
14           proficiency in the use of an automated external defibrillator achieved in a course  
15           provided by an individual, organization, or institution of higher education approved  
16           under s. 46.03 (38) to provide such a course:

- 17           1. An applicant for licensure under s. 447.04.
- 18           2. An applicant for renewal of a license under s. 447.05.

19           **SECTION 27.** 448.9525 (1) (e) of the statutes is created to read:

20           448.9525 **(1)** (e) Promulgate rules requiring each applicant for a license under  
21           this subchapter to submit evidence satisfactory to the affiliated credentialing board  
22           that the applicant has current proficiency in the use of an automated external  
23           defibrillator achieved in a course provided by an individual, organization, or  
24           institution of higher education approved under s. 46.03 (38) to provide such a course.

25           **SECTION 28.** 448.953 (1) (i) of the statutes is created to read:

**SENATE BILL 142**

1           448.953 (1) (i) Submits evidence satisfactory to the affiliated credentialing  
2 board that he or she has current proficiency in the use of an automated external  
3 defibrillator achieved in a course provided by an individual, organization, or  
4 institution of higher education approved under s. 46.03 (38) to provide such a course.

5           **SECTION 29.** 448.953 (2) (intro.) of the statutes is amended to read:

6           448.953 (2) (intro.) The affiliated credentialing board may waive the  
7 requirements under sub. (1) (c) to ~~(h)~~ (i) for an applicant for a license under sub. (1)  
8 who establishes to the satisfaction of the affiliated credentialing board all of the  
9 following:

10          **SECTION 30.** 448.953 (2) (b) of the statutes is amended to read:

11          448.953 (2) (b) That the jurisdiction that issued the credential under par. (a)  
12 has requirements for credentialing that are substantially equivalent to the  
13 requirements under sub. (1) (c) to ~~(h)~~ (i).

14          **SECTION 31.** 448.953 (3) (a) of the statutes is amended to read:

15          448.953 (3) (a) The affiliated credentialing board shall issue a temporary  
16 license to a person who satisfies the requirements under sub. (1) (a), ~~and~~ (c) to (g),  
17 and (i) and who pays the fee specified in s. 440.05 (6). The temporary license is valid  
18 for one year and may not be renewed.

19          **SECTION 32.** 448.953 (4) (a) of the statutes is amended to read:

20          448.953 (4) (a) The affiliated credentialing board shall issue a temporary  
21 license to a person who satisfies the requirements under sub. (1) (a), (c) to (e), ~~and~~  
22 (g), and (i), pays the fee specified in s. 440.05 (6) and submits evidence satisfactory  
23 to the affiliated credentialing board that he or she has engaged in athletic training  
24 during each of the 12 consecutive months immediately preceding November 1, 2000.  
25 The temporary license is valid for 2 years and shall be renewed once if a license holder

**SENATE BILL 142**

1 submits evidence satisfactory to the affiliated credentialing board at the time of  
2 renewal that he or she has made significant progress toward satisfying the  
3 requirement under sub. (1) (f).

4 **SECTION 33.** 448.955 (2) (d) of the statutes is created to read:

5 448.955 (2) (d) Current proficiency in the use of an automated external  
6 defibrillator achieved in a course provided by an individual, organization, or  
7 institution of higher education approved under s. 46.03 (38) to provide such a course.

8 **SECTION 34.** 460.04 (2) (e) of the statutes is created to read:

9 460.04 (2) (e) A requirement that an applicant for a certificate under this  
10 chapter submit evidence satisfactory to the department that the applicant has  
11 current proficiency in the use of an automated external defibrillator achieved in a  
12 course provided by an individual, organization, or institution of higher education  
13 approved under s. 46.03 (38) to provide such a course.

14 **SECTION 35.** 460.05 (1) (i) of the statutes is created to read:

15 460.05 (1) (i) The person submits evidence satisfactory to the examining board  
16 that he or she has current proficiency in the use of an automated external  
17 defibrillator achieved in a course provided by an individual, organization, or  
18 institution of higher education approved under s. 46.03 (38) to provide such a course.

19 **SECTION 36.** 460.05 (3) (intro.) of the statutes is amended to read:

20 460.05 (3) (intro.) The department shall grant a certificate as a massage  
21 therapist or bodyworker to a person who satisfies the requirements specified in sub.  
22 (1) (a) to (d), and (g), ~~and (h)~~ to (i) and who includes with the application specified in  
23 sub. (1) (c) all of the following:

24 **SECTION 37. Nonstatutory provisions; Health and Family Services.**

25 (1) AUTOMATED EXTERNAL DEFIBRILLATOR TRAINING; RULES.

**SENATE BILL 142**

1 (a) The department of health and family services shall submit in proposed form  
2 the rules required under sections 48.67 (3), (4), (5), and (6), 100.178 (5) (a) and (b),  
3 and 146.50 (9m) of the statutes, as created by this act, to the legislative council staff  
4 under section 227.15 (1) of the statutes no later than the first day of the 6th month  
5 beginning after the effective date of this paragraph.

6 (b) Using the procedure under section 227.24 of the statutes, the department  
7 of health and family services may promulgate as emergency rules the rules required  
8 under sections 48.67 (3), (4), (5), and (6), 100.178 (5) (a) and (b), and 146.50 (9m) of  
9 the statutes, as created by this act, for the period before the effective date of the rules  
10 submitted under paragraph (a). Notwithstanding section 227.24 (1) (c) and (2) of the  
11 statutes, emergency rules promulgated under this paragraph remain in effect until  
12 the date on which the rules submitted under paragraph (a) take effect.  
13 Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department of  
14 health and family services is not required to provide evidence that promulgating a  
15 rule under this paragraph as an emergency rule is necessary for the preservation of  
16 the public peace, health, safety, or welfare and is not required to provide a finding  
17 of emergency for a rule promulgated under this paragraph.

**SECTION 38. Nonstatutory provisions; Regulation and Licensing.**

18 (1) RULES; LICENSED MIDWIVES.

19 (a) The department of regulation and licensing shall promulgate rules under  
20 section 440.984 (1) of the statutes to implement sections 440.982 (1m) (d) and  
21 440.983 (2) (b) of the statutes, as created by this act. No later than the first day of  
22 the 6th month beginning after the effective date of this paragraph, the department  
23 of regulation and licensing shall submit in proposed form the rules required under  
24 this paragraph to the legislative council staff under section 227.15 (1) of the statutes.  
25

**SENATE BILL 142**

1 (b) Using the procedure under section 227.24 of the statutes, the department  
2 of regulation and licensing may promulgate as emergency rules the rules required  
3 to implement sections 440.982 (1m) (d) and 440.983 (2) (b) of the statutes, as created  
4 by this act, for the period before the effective date of the rules submitted under  
5 paragraph (a). Notwithstanding section 227.24 (1) (c) and (2) of the statutes,  
6 emergency rules promulgated under this paragraph remain in effect until the date  
7 on which the rules submitted under paragraph (a) take effect. Notwithstanding  
8 section 227.24 (1) (a) and (3) of the statutes, the department of regulation and  
9 licensing is not required to provide evidence that promulgating a rule under this  
10 paragraph as an emergency rule is necessary for the preservation of the public peace,  
11 health, safety, or welfare and is not required to provide a finding of emergency for a  
12 rule promulgated under this paragraph.

13 (2) RULES; MASSAGE THERAPISTS AND BODYWORKERS.

14 (a) The department of regulation and licensing shall submit in proposed form  
15 the rules required under section 460.04 (2) (e) of the statutes, as created by this act,  
16 to the legislative council staff under section 227.15 (1) of the statutes no later than  
17 the first day of the 6th month beginning after the effective date of this paragraph.

18 (b) Using the procedure under section 227.24 of the statutes, the department  
19 of regulation and licensing may promulgate as emergency rules the rules required  
20 under section 460.04 (2) (e) of the statutes, as created by this act, for the period before  
21 the effective date of the rules submitted under paragraph (a). Notwithstanding  
22 section 227.24 (1) (c) and (2) of the statutes, emergency rules promulgated under this  
23 paragraph remain in effect until the date on which the rules submitted under  
24 paragraph (a) take effect. Notwithstanding section 227.24 (1) (a) and (3) of the  
25 statutes, the department of regulation and licensing is not required to provide

**SENATE BILL 142**

1 evidence that promulgating a rule under this paragraph as an emergency rule is  
2 necessary for the preservation of the public peace, health, safety, or welfare and is  
3 not required to provide a finding of emergency for a rule promulgated under this  
4 paragraph.

5 (3) RULES; CHIROPRACTIC EXAMINING BOARD.

6 (a) The chiropractic examining board shall submit in proposed form the rules  
7 required under sections 446.02 (2) (b), (3g) (b), and (3r) of the statutes, as affected  
8 by this act, to the legislative council staff under section 227.15 (1) of the statutes no  
9 later than the first day of the 6th month beginning after the effective date of this  
10 paragraph.

11 (b) Using the procedure under section 227.24 of the statutes, the chiropractic  
12 examining board may promulgate as emergency rules the rules required under  
13 sections 446.02 (2) (b), (3g) (b), and (3r) of the statutes, as affected by this act, for the  
14 period before the effective date of the rules submitted under paragraph (a).  
15 Notwithstanding section 227.24 (1) (c) and (2) of the statutes, emergency rules  
16 promulgated under this paragraph remain in effect until the date on which the rules  
17 submitted under paragraph (a) take effect. Notwithstanding section 227.24 (1) (a)  
18 and (3) of the statutes, the chiropractic examining board is not required to provide  
19 evidence that promulgating a rule under this paragraph as an emergency rule is  
20 necessary for the preservation of the public peace, health, safety, or welfare and is  
21 not required to provide a finding of emergency for a rule promulgated under this  
22 paragraph.

23 (4) RULES; DENTISTRY EXAMINING BOARD.

24 (a) The dentistry examining board shall submit in proposed form the rules  
25 required under section 447.02 (2) (f) of the statutes, as created by this act, to the

**SENATE BILL 142**

1 legislative council staff under section 227.15 (1) of the statutes no later than the first  
2 day of the 6th month beginning after the effective date of this paragraph.

3 (b) Using the procedure under section 227.24 of the statutes, the dentistry  
4 examining board may promulgate as emergency rules the rules required under  
5 section 447.02 (2) (f) of the statutes, as created by this act, for the period before the  
6 effective date of the rules submitted under paragraph (a). Notwithstanding section  
7 227.24 (1) (c) and (2) of the statutes, emergency rules promulgated under this  
8 paragraph remain in effect until the date on which the rules submitted under  
9 paragraph (a) take effect. Notwithstanding section 227.24 (1) (a) and (3) of the  
10 statutes, the dentistry examining board is not required to provide evidence that  
11 promulgating a rule under this paragraph as an emergency rule is necessary for the  
12 preservation of the public peace, health, safety, or welfare and is not required to  
13 provide a finding of emergency for a rule promulgated under this paragraph.

14 (5) RULES; ATHLETIC TRAINERS AFFILIATED CREDENTIALING BOARD.

15 (a) The athletic trainers affiliated credentialing board shall submit in proposed  
16 form the rules required under section 448.9525 (1) (e) of the statutes, as created by  
17 this act, to the legislative council staff under section 227.15 (1) of the statutes no later  
18 than the first day of the 6th month beginning after the effective date of this  
19 paragraph.

20 (b) Using the procedure under section 227.24 of the statutes, the athletic  
21 trainers affiliated credentialing board may promulgate as emergency rules the rules  
22 required under section 448.9525 (1) (e) of the statutes, as created by this act, for the  
23 period before the effective date of the rules submitted under paragraph (a).  
24 Notwithstanding section 227.24 (1) (c) and (2) of the statutes, emergency rules  
25 promulgated under this paragraph remain in effect until the date on which the rules

**SENATE BILL 142**

1 submitted under paragraph (a) take effect. Notwithstanding section 227.24 (1) (a)  
2 and (3) of the statutes, the athletic trainers affiliated credentialing board is not  
3 required to provide evidence that promulgating a rule under this paragraph as an  
4 emergency rule is necessary for the preservation of the public peace, health, safety,  
5 or welfare and is not required to provide a finding of emergency for a rule  
6 promulgated under this paragraph.

7 **SECTION 39. Effective dates; other.** This act takes effect on the first day of  
8 the 6th month beginning after publication, except as follows:

9 (1) AUTOMATED EXTERNAL DEFIBRILLATOR TRAINING. SECTIONS 37 and 38 of this act  
10 take effect on the day after publication.

11 (END)