

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-1712/P3dn  
RLR:bjk:rs

July 1, 2009

Representative Seidel:

1. The draft requires certain persons performing surgical technology to complete continuing education, but does not include any consequence for failure to complete the continuing education. Should the bill prohibit a hospital or ambulatory surgery center from continuing employment of a person who is required to complete the hours and does not?
2. The draft provides that a hospital or ambulatory surgery center may employ a nurse, physician, or physician assistant to perform surgical technology. Do you want to include any other licensed professionals?
3. The grandfather provision covers only persons employed to perform surgical technology on the effective date of the bill. Is this provision broad enough, or do you want to cover any person who was employed to perform surgical technology at anytime within a certain number of years before the effective date of the bill?
4. The redraft instructions request that I reiterate the definition of "surgical technology." This is not necessary because the draft defines "surgical technology" for Subchapter II of Chapter 50, which applies to both ambulatory surgery centers and hospitals.
5. The redraft instructions also request that I define "surgical technologist." The term is only used in section titles and to identify the certification issued by the National Board of Surgical Technology and Surgical Assisting. A definition is not needed in either context. Section 990.001 (6) of the statutes provides that titles are not part of the law.
6. Please review the changes I made in the definition of "surgical technology" relating to the task of irrigating an operative site.

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