

State of Misconsin 2013 - 2014 LEGISLATURE



2013 SENATE BILL 413

- December 3, 2013 Introduced by Senators FARROW, ELLIS, GROTHMAN, GUDEX, HANSEN, KEDZIE, LASEE, LASSA, LEHMAN, MOULTON, OLSEN, PETROWSKI, SCHULTZ, SHILLING, WIRCH and HARRIS, cosponsored by Representatives JAGLER, BALLWEG, BARCA, BERNARD SCHABER, BERNIER, BIES, BILLINGS, BORN, CRAIG, DOYLE, ENDSLEY, GENRICH, HINTZ, KAHL, KAUFERT, KERKMAN, KESTELL, KRUG, LOUDENBECK, MASON, MURPHY, A. OTT, PETERSEN, PETRYK, RIEMER, RINGHAND, SARGENT, TAUCHEN, C. TAYLOR, THIESFELDT, TITTL, TRANEL, WACHS, WEATHERSTON, WEININGER, WILLIAMS and BEWLEY. Referred to Energy, Consumer Protection, and Government Reform.
- 1
 AN ACT to repeal 447.01 (8) (a), 447.01 (8) (b), 447.01 (8) (c), 447.01 (8) (d), 447.01

 2
 (8) (e), 447.01 (8) (f), 447.01 (8) (g) and 447.01 (8) (h); to renumber and amend

 3
 447.01 (8) (intro.); to amend 447.03 (3) (h); and to create 447.01 (8) (bm) of the

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 statutes; relating to: the definition and practice of dentistry for professional

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 licensing purposes.

Analysis by the Legislative Reference Bureau

Generally, under current law, to practice dentistry in Wisconsin, a person must be licensed as a dentist by the Dentistry Examining Board. Current law defines "dentistry" as "the examination, diagnosis, treatment, planning or care of conditions within the human oral cavity or its adjacent tissues and structures." The definition of dentistry under current law further specifies a number of activities that constitute dentistry, including extracting teeth or correcting their malposition; prescribing or administering drugs, including anesthetics, in conjunction with providing purported dental services; engaging in any of the practices, techniques, or procedures included in the curricula of accredited dental schools; or penetrating, piercing, or severing the tissues within the human oral cavity or adjacent associated structures.

This bill replaces that definition and defines "dentistry" to mean "the examination, evaluation, diagnosis, prevention, or treatment, including surgery, of diseases, disorders, or conditions of the human oral cavity or its adjacent or associated tissues and structures, or of the maxillofacial area, and their impact on the human body."

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The bill also provides that a licensed dentist may not perform dental services that are outside the scope of the dentist's relevant education, training, and experience, and the bill excludes from the dentistry licensing requirement any physician who is licensed in this state to the extent that the physician is acting within the scope of his or her license. Current law excludes a physician only to the extent that he or she extracts teeth or performs other activities specified by statute.

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

 amended to read: 447.01 (8) (am) "Dentistry" means the examination prevention, or treatment, planning or care including seconditions within of the human oral cavity or its adjust or conditions within of the human oral cavity or its adjust structures. "Dentistry" includes any of the following and their impact on the human body. SECTION 2. 447.01 (8) (a) of the statutes is reperised SECTION 3. 447.01 (8) (bm) of the statutes is reperised SECTION 4. 447.01 (8) (bm) of the statutes is created services that are outside the scope of the dentist's released SECTION 5. 447.01 (8) (c) of the statutes is reperised SECTION 6. 447.01 (8) (d) of the statutes is reperised 	<u>urgery,</u> of <u>diseases, disorders,</u> acent <u>or associated</u> tissues and
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18 SECTION 9. 447.01 (8) (g) of the statutes is repe	
19 SECTION 10. 447.01 (8) (h) of the statutes is rep	aled.

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LRB-3592/1 MPG:eev&cjs:ev SECTION 11

1 SECTION 11. 447.03 (3) (h) of the statutes is amended to read:

2 447.03 (3) (h) A physician or surgeon licensed in this state who extracts teeth,

3 or operates upon the palate or maxillary bones and investing tissues, or who

- 4 administers anesthetics, either general or local <u>under subch. II of ch. 448 acting</u>
- 5 within the scope of his or her license.

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(END)