

2013 Senate Bill 573 (LRB -4052)

An Act to create 447.02 (1) (g) of the statutes; relating to: regulation of mobile dentistry and granting rule-making authority. (FE)

2014

02-06.	S.	Introduced by Senators Ellis, Kedzie, Hansen, Lehman, Moulton, Vinehout, Shilling and Lazich; cosponsored by Representatives Murphy, Steineke, Kaufert, Bernard Schaber, Billings, Jacque, Zamarripa, Strachota, T. Larson, A. Ott, Hesselbein, Schraa, Kolste, Ripp, Nygren, Marklein, Knodl, Jorgensen, Bewley, Weatherston, Wright, Spiros, Doyle, Wachs, Nerison, Pridemore, Endsley, Sinicki, Riemer, Brooks, Kulp, Danou and Bernier.	638
02-06.	S.	Read first time and referred to Energy, Consumer Protection, and Government Reform	638
02-07.	S.	Senator Lasee added as a coauthor	642
02-13.	S.	Fiscal estimate received	
02-14.	S.	Representative Genrich added as a cosponsor	670
02-20.	S.	Representative Shankland added as a cosponsor	700
02-25.	S.	Public hearing held	
02-25.	S.	Senate Substitute Amendment 1 offered by Senator Ellis (LRB s0341)	714
02-25.	S.	Representative Sargent added as a cosponsor	714
02-26.	S.	LRB correction (Senate Substitute Amendment 1)	717
03-04.	S.	Executive action taken	
03-04.	S.	Report adoption of Senate Substitute Amendment 1 recommended by Energy, Consumer Protection, and Government Reform, Ayes 5, Noes 0	733
03-04.	S.	Report passage as amended recommended by Energy, Consumer Protection, and Government Reform, Ayes 5, Noes 0	733
03-04.	S.	Available for scheduling	
03-07.	S.	Senator Lassa added as a coauthor	745
03-07.	S.	Placed on calendar 3-11-2014 pursuant to Senate Rule 18(1)	743
03-10.	S.	Senator T. Cullen added as a coauthor	748
03-11.	S.	Senator L. Taylor added as a coauthor	751
03-11.	S.	Read a second time	757
03-11.	S.	Senate Substitute Amendment 1 adopted	757
03-11.	S.	Ordered to a third reading	757
03-11.	S.	Rules suspended	757
03-11.	S.	Read a third time and passed	757
03-11.	S.	Ordered immediately messaged	757
03-12.	A.	Received from Senate	737
03-12.	A.	Read first time and referred to committee on Rules	738
03-12.	A.	Placed on calendar 3-18-2014 by Committee on Rules	
03-18.	A.	Read a second time	
03-18.	A.	Ordered to a third reading	
03-18.	A.	Rules suspended	
03-18.	A.	Read a third time and concurred in , Ayes 96, Noes 0	
03-18.	A.	Representatives Smith, Hintz, Ringhand and Barca added as cosponsors	
03-18.	A.	Ordered immediately messaged	
03-19.	S.	Received from Assembly concurred in	

SB

2013

ENROLLED BILL

13en SB-573

ADOPTED DOCUMENTS:

Orig Engr

5 SubAmdt 1

13 S0341,2

Amendments to above (if none, write "NONE"): NONE

Corrections - show date (if none, write "NONE"): FEB. 25, 2014

Topic Rel

3-27-14

Date

J. R. Miller

Enrolling Drafter



State of Wisconsin
2013-2014 LEGISLATURE

CORRECTIONS IN:

**SENATE SUBSTITUTE AMENDMENT 1,
TO SENATE BILL 573**

Prepared by the Legislative Reference Bureau
(February 25, 2014)

1. Page 4, line 7: delete “, or or registration, or” and substitute “, or registration, or”.

CORR

(END)

LRBs0341/2ccc-1

EEV:rs

Minor clerical corrections in legislation are authorized under s. 35.17, stats.; Senate Rule 31; Assembly Rule 36; and Joint Rule 56.



State of Wisconsin
2013 - 2014 LEGISLATURE



LRBs0341/2
MPG&MED:eev:rs

**SENATE SUBSTITUTE AMENDMENT 1,
TO SENATE BILL 573**

February 25, 2014 - Offered by Senator ELLIS.

1 **AN ACT to amend** 447.07 (1), 447.07 (3) (intro.), 447.07 (3) (a), 447.07 (3) (b),
2 447.07 (3) (e), 447.07 (3) (f), 447.07 (3) (m), 447.07 (5) and 447.07 (7); and **to**
3 **create** 440.03 (13) (b) 38m., 440.08 (2) (a) 46y., 447.01 (10), 447.02 (2) (f), (g) and
4 (h) and 447.058 of the statutes; **relating to:** regulation of mobile dentistry
5 programs and granting rule-making authority.

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

6 **SECTION 1.** 440.03 (13) (b) 38m. of the statutes is created to read:
7 440.03 (13) (b) 38m. Mobile dentistry program registrant.

8 **SECTION 2.** 440.08 (2) (a) 46y. of the statutes is created to read:
9 440.08 (2) (a) 46y. Mobile dentistry program registration: October 1 of each
10 odd-numbered year.

11 **SECTION 3.** 447.01 (10) of the statutes is created to read:

1 447.01 (10) “Mobile dentistry program registrant” means a person registered
2 under s. 447.058.

3 **SECTION 4.** 447.02 (2) (f), (g) and (h) of the statutes are created to read:

4 447.02 (2) (f) A requirement that a mobile dentistry program registrant
5 establish procedures for a patient treated in the mobile dentistry program to access
6 his or her patient records.

7 (g) Standards of conduct for the operation of a mobile dentistry program in this
8 state, the provision of dental services through a mobile dentistry program, and the
9 use of portable dental equipment.

10 (h) A definition of “mobile dentistry program” and the activities that constitute
11 the operation of a mobile dentistry program for purposes of the registration
12 requirement under s. 447.058.

13 **SECTION 5.** 447.058 of the statutes is created to read:

14 **447.058 Mobile dentistry program registration.** (1) REGISTRATION
15 REQUIRED. No person may own or operate a mobile dentistry program in this state
16 unless the person is registered under this section. A person that wishes to own or
17 operate more than one mobile dentistry program in this state shall apply for a
18 separate registration under this section for each mobile dentistry program the
19 person owns or operates.

20 (2) REGISTRATION. (a) The examining board may grant a registration under this
21 section to a person who does all of the following:

22 1. Submits an application for registration to the department on a form provided
23 by the department. The application shall include the person’s name and tax
24 identification number, the person’s business address and telephone number, and any
25 other information the department or the examining board requires.

1 2. Pays the fee specified in s. 440.05 (1).

2 3. Satisfies any other requirements established by the examining board by
3 rule.

4 (b) A mobile dentistry program registrant shall submit an application for
5 renewal, and the applicable renewal fee determined by the department under s.
6 440.03 (9) (a), to the department on a form provided by the department on or before
7 the applicable renewal date specified under s. 440.08 (2) (a).

8 **SECTION 6.** 447.07 (1) of the statutes is amended to read:

9 447.07 (1) The examining board may, without further notice or process, limit,
10 suspend, or revoke the license or certificate of any dentist or dental hygienist, or the
11 registration of a mobile dentistry program registrant, who fails, within 60 days after
12 the mailing of written notice to the dentist's ~~or~~, dental hygienist's, or registrant's
13 last-known address, to renew ~~his or her~~ the license ~~or~~, certificate, or registration.

14 **SECTION 7.** 447.07 (3) (intro.) of the statutes is amended to read:

15 447.07 (3) (intro.) Subject to the rules promulgated under s. 440.03 (1), the
16 examining board may make investigations and conduct hearings in regard to any
17 alleged action of any dentist or dental hygienist, of a mobile dentistry program
18 registrant, or of any other person it has reason to believe is engaged in or has engaged
19 in the practice of dentistry or dental hygiene, or the operation of a mobile dentistry
20 program, in this state, and may, on its own motion, or upon complaint in writing,
21 reprimand any dentist or dental hygienist who is licensed or certified under this
22 chapter, or any mobile dentistry program registrant, or deny, limit, suspend, or
23 revoke his or her license or certificate, or the registration of the mobile dentistry
24 program registrant, if it finds that the dentist ~~or~~, dental hygienist, or mobile
25 dentistry program registrant has done any of the following:

1 SECTION 8. 447.07 (3) (a) of the statutes is amended to read:

2 447.07 (3) (a) Engaged in unprofessional conduct or violated the standards of
3 conduct established by the examining board under s. 447.02 (2) (g).

4 SECTION 9. 447.07 (3) (b) of the statutes is amended to read:

5 447.07 (3) (b) Made any false statement or given any false information in
6 connection with an application for a license ~~or~~ certificate, or registration or for
7 renewal or reinstatement of a license ~~or~~ certificate, or or registration, or received a
8 license ~~or~~ certificate, or registration through error.

INS.
CORR.

9 SECTION 10. 447.07 (3) (e) of the statutes is amended to read:

10 447.07 (3) (e) Subject to ss. 111.321, 111.322, and 111.335, been convicted of a
11 crime, the circumstances of which substantially relate to the practice of dentistry or
12 dental hygiene or the operation of a mobile dentistry program.

13 SECTION 11. 447.07 (3) (f) of the statutes is amended to read:

14 447.07 (3) (f) Violated this chapter or any federal or state statute or rule ~~which~~
15 that relates to the practice of dentistry or dental hygiene, or the operation of a mobile
16 dentistry program.

17 SECTION 12. 447.07 (3) (m) of the statutes is amended to read:

18 447.07 (3) (m) Made a substantial misrepresentation in the course of practice,
19 or in the operation of a mobile dentistry program, that was relied upon by a client.

20 SECTION 13. 447.07 (5) of the statutes is amended to read:

21 447.07 (5) The examining board may reinstate a license ~~or~~ certificate, or
22 registration that has been voluntarily surrendered or revoked on terms and
23 conditions that it considers appropriate. This subsection does not apply to a license
24 or registration that is revoked under s. 440.12.

25 SECTION 14. 447.07 (7) of the statutes is amended to read:

