

2017 Assembly Bill 146 (LRB -2335)

An Act to amend 447.06 (2) (a) 4. and 447.06 (2) (b) and (c) (intro.); and to create 447.06 (2) (a) 9. of the statutes; relating to: the practice of dental hygienists.

2017

03-15.	A.	Introduced by Representatives Bernier, Sanfelippo, Allen, Born, R. Brooks, Kessler, Mursau, Nygren, Ripp, Skowronski, Summerfield, Thiesfeldt, Tranel, Tusler, E. Brooks, Goyke, Kremer, Murphy, Jacque, C. Taylor, Kolste, Rohrkaste, Tauchen, Petryk, Gannon, Riemer, Kooyenga, Considine, Sargent, Spiros, Macco, Schraa, Ohnstad, Sinicki, Jarchow, Horlacher, Anderson, Billings, Tittl, Stafsholt, Doyle, Subeck, Bowen and Felzkowski ; cosponsored by Senators Harsdorf, Carpenter, Vukmir, Moulton, Johnson, Marklein, Wirch, Olsen, Bewley, Darling, Kapenga, C. Larson, L. Taylor, Testin, Ringhand, Wanggaard, Hansen and Risser.	105
03-15.	A.	Read first time and referred to Committee on Health	105
03-20.	A.	Representative Vruwink added as a coauthor	113
03-22.	A.	Public hearing held	
03-28.	A.	Assembly Amendment 1 offered by Representative Bernier (LRB a0196)	119
03-29.	A.	Executive action taken	
03-30.	A.	Report Assembly Amendment 1 adoption recommended by Committee on Health, Ayes 12, Noes 0	125
03-30.	A.	Report passage as amended recommended by Committee on Health, Ayes 12, Noes 0	126
03-30.	A.	Referred to committee on Rules	126
03-30.	A.	Placed on calendar 4-4-2017 by Committee on Rules	
04-04.	A.	Read a second time	135
04-04.	A.	Assembly Amendment 1 adopted	135
04-04.	A.	Ordered to a third reading	135
04-04.	A.	Rules suspended	136
04-04.	A.	Read a third time and passed	136
04-04.	A.	Representatives Zepnick and Barca added as coauthors	136
04-04.	A.	Ordered immediately messaged	136
04-05.	S.	Received from Assembly	179
04-05.	S.	Read first time and referred to committee on Health and Human Services	179
04-06.	S.	Public hearing held	
04-06.	S.	Executive action taken	
04-26.	S.	Report concurrence recommended by Committee on Health and Human Services, Ayes 5, Noes 0	215
04-26.	S.	Available for scheduling	
04-28.	S.	Placed on calendar 5-2-2017 pursuant to Senate Rule 18(1)	220
05-02.	S.	Read a second time	
05-02.	S.	Ordered to a third reading	
05-02.	S.	Rules suspended	
05-02.	S.	Read a third time and concurred in	
05-02.	S.	Ordered immediately messaged	
05-02.	A.	Received from Senate concurred in	



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2017 ENROLLED BILL

Adopted Documents

Original

Engrossed

Substitute Amdt

17-2335, 1

Amendments: None or Listed below.

AA 1 (a 01946/1)

Corrections: None or Listed by date below.

5/2/17

Topic: Same as relating clause or other, indicated below.

5/2/17

Cuse

Date

Enrolling Drafter



State of Wisconsin
2017-2018 LEGISLATURE

CORRECTIONS IN:

2017 ASSEMBLY BILL 146

Prepared by the Legislative Reference Bureau
(May 11, 2017)

In enrolling, the following correction was made:

1. Page 2, line 1: delete "**SECTION 1**" and substitute "**SECTION 1p**".

(END)



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-2335/1
KP:klm

2017 ASSEMBLY BILL 146

March 15, 2017 - Introduced by Representatives BERNIER, SANFELIPPO, ALLEN, BORN, R. BROOKS, KESSLER, MURSAU, NYGREN, RIPP, SKOWRONSKI, SUMMERFIELD, THIESFELDT, TRANEL, TUSLER, E. BROOKS, GOYKE, KREMER, MURPHY, JACQUE, C. TAYLOR, KOLSTE, ROHRKASTE, TAUCHEN, PETRYK, GANNON, RIEMER, KOOYENGA, CONSIDINE, SARGENT, SPIROS, MACCO, SCHRAA, OHNSTAD, SINICKI, JARCHOW, HORLACHER, ANDERSON, BILLINGS, TITTL, STAFSHOLT, DOYLE, SUBECK, BOWEN and FELZKOWSKI, cosponsored by Senators HARSDORF, CARPENTER, VUKMIR, MOULTON, JOHNSON, MARKLEIN, WIRCH, OLSEN, BEWLEY, DARLING, KAPENGA, C. LARSON, L. TAYLOR, TESTIN, RINGHAND, WANGGAARD, HANSEN and RISSER. Referred to Committee on Health.

- 1 **AN ACT to amend** 447.06 (2) (a) 4. and 447.06 (2) (b) and (c) (intro.); and **to create**
2 447.06 (2) (a) 9. of the statutes; **relating to:** the practice of dental hygienists.

Analysis by the Legislative Reference Bureau

This bill expands the circumstances under which dental hygienists are permitted to practice dental hygiene. Under the bill, dental hygienists are allowed to practice in the following settings without the authorization and presence of a licensed dentist: 1) federal, state, county, or municipal correctional or detention facilities and facilities established to provide care for terminally ill patients; 2) charitable institutions open to the general public or members of a religious sect or order; 3) nonprofit home health care agencies; 4) nonprofit dental care programs serving primarily indigent, economically disadvantaged, or migrant worker populations; 5) nursing homes, community-based residential facilities, and hospitals; and 6) facilities that are primarily operated for the purpose of providing outpatient medical services.

Current law does not specifically authorize dental hygienists to practice in facilities operated primarily to provide outpatient medical services. Also, current law does not permit dental hygienists to practice in settings 1) through 5) unless a licensed dentist who is present authorizes the services or the services are performed under a written or oral prescription and certain other conditions are met.

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

ASSEMBLY BILL 146

SECTION 1

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SECTION 1. ^{lp} 447.06 (2) (a) 4. of the statutes is amended to read:

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447.06 (2) (a) 4. For ~~a facility, as defined in s. 50.01 (1m), a hospital, as defined in s. 50.33 (2),~~ a state or federal prison, county jail or other federal, state, county or municipal correctional or detention facility, or a facility established to provide care for terminally ill patients.

SECTION 2. 447.06 (2) (a) 9. of the statutes is created to read:

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447.06 (2) (a) 9. At a facility, as defined in s. 50.01 (1m), ^{(a hospital, as defined in s. 50.33 (2),} or a facility that is primarily operated to provide outpatient medical services.

SECTION 3. 447.06 (2) (b) and (c) (intro.) of the statutes are amended to read:

447.06 (2) (b) A dental hygienist may practice dental hygiene or perform remediable procedures under par. (a) 1., ~~4., 6., 7. or 8.~~ only as authorized by a dentist who is licensed to practice dentistry under this chapter and who is present in the facility in which those practices or procedures are performed, except as provided in par. (c).

(c) (intro.) A dental hygienist may practice dental hygiene or perform remediable procedures under par. (a) 1., ~~4., 6., 7. or 8.~~ if a dentist who is licensed to practice dentistry under this chapter is not present in the facility in which those practices or procedures are performed only if all of the following conditions are met:

(END)



State of Wisconsin
2017 - 2018 LEGISLATURE

LRBa0196/1
KP:amn

ASSEMBLY AMENDMENT 1,
TO ASSEMBLY BILL 146

March 28, 2017 - Offered by Representative BERNIER.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 1: before that line insert:

3 "SECTION 1m. 447.01 (1m) of the statutes is created to read:

4 447.01 (1m) "Community rehabilitation program" means a nonprofit entity,
5 county, municipality, or state or federal agency that directly provides, or facilitates
6 the provision of, vocational rehabilitation services to individuals who have
7 disabilities to maximize the employment opportunities, including career
8 advancement, of such individuals".

9 **2.** Page 2, line 7: after "At a facility, as defined in s. 50.01 (1m)," insert "an adult
10 family home certified under s. 50.032 or licensed under s. 50.033, an adult day care
11 center, as defined in s. 49.45 (47) (a), a community rehabilitation program,"

12 (END)

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