

1989 Senate Bill 447

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1989 WISCONSIN ACT 349

AN ACT *to repeal* 447.001 (intro.), (2) and (4), 447.02 (1) (intro.) and (a) to (d), 447.02 (1m) and (3), 447.06 (intro.) and (3) to (7), 447.07 (2) and 447.08; *to renumber* 447.001 (1) and (3) and 447.02 (2); *to renumber and amend* 447.02 (1) (e) and (f), 447.02 (1) (g), 447.02 (1) (h) to (L) and 447.06 (1); *to amend* 39.46 (2) (intro.) and (a) to (f) and (3), 39.46 (2) (g), 447.02 (title), 447.07 (title) and (1), 447.07 (3) (intro.), 447.09, 447.11, 447.12 (1), (3) and (4) and 447.13; *to repeal and recreate* 447.01, 447.03 to 447.05, 447.06 (title), 447.06 (2), 447.065, 447.07 (3) (a) to (j), (k) (intro.), 1 and 5 and (L) and 447.07 (7); and *to create* 447.02 (1), 447.02 (2), 447.07 (3) (m) to (o) and 447.07 (5) of the statutes, **relating to:** the regulation of dentists and dental hygienists by the dentistry examining board, granting rule-making authority and providing a penalty.

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

SECTION 1. 39.46 (2) (intro.) and (a) to (f) and (3) of the statutes are amended to read:

39.46 (2) (intro.) The contract under this section shall be between this state and a private nonprofit institution of higher education in this state which operates a dental school of dentistry approved and that is accredited by the council on dental education of the American dental association and by the dentistry examining board under s. 447.03, as defined in s. 447.01 (1), and shall relate, in all provisions, exclusively to the providing of dental education in the dental school of such institution. The contract shall require:

(a) That no courses of instruction in subject matters of a religious nature be included in any instructional program or curriculum administered in or by the dental school of dentistry, and that no such courses be required for admission to or graduation from the dental school of dentistry.

(b) That applicants for admission to the dental school of dentistry who are residents of this state be accorded preference over other applicants having substantially equal academic qualifications and credentials.

(c) That for purposes of this section the nondiscrimination provisions of s. 16.765, expanded to prohibit discrimination on the basis of sex, be limited to apply only to the operation of the dental school of dentistry and that no such prohibited discrimination be practiced with respect to admissions to the dental school of dentistry.

(d) That the dental school of dentistry administer and operate its courses and programs in dentistry in conformity with academic and professional standards, rules and requirements and seek progressively to enrich and improve its courses of dental education, research and public service by full and efficient use of budgetary and other resources available to it. In monitoring compliance with this paragraph the board may rely on third-party 3rd-party evaluations conducted by appropriate and recognized accrediting bodies.

(e) That all sums to be received by the dental school of dentistry under the contract be used exclusively in providing undergraduate education in dentistry.

(f) That the dental school of dentistry may not assess tuition for a Wisconsin resident enrolled at the school in an amount that exceeds the difference between the tuition assessed a nonresident student enrolled at the school and the amount specified to be disbursed under s. 20.235 (1) (d) for each Wisconsin resident enrolled at the school.

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(3) (a) In the contract under this section, the state shall agree, subject to availability of appropriations for such purpose, that it will pay to the dental school of ~~dentistry~~ of the contracting institution, on account of its furnishing of such dental education, research and public service courses and programs, an amount for each resident of this state who is regularly enrolled as a full-time undergraduate student in dentistry ~~therein in the school~~.

(b) The state shall remit payments directly to the dental school of ~~dentistry~~ of the contracting institution in monthly instalments upon submission of instalment bills or statements. The state shall audit these bills or statements semiannually.

SECTION 2. 39.46 (2) (g) of the statutes, as affected by 1989 Wisconsin Act 31, is amended to read:

39.46 (2) (g) That the dental school of ~~dentistry~~ make every effort to ensure that at least 5% of the total enrollment of the school consists of minority students.

SECTION 3. 447.001 (intro.), (2) and (4) of the statutes are repealed.

SECTION 4. 447.001 (1) and (3) of the statutes are renumbered 447.01 (2) and (9).

SECTION 5. 447.01 of the statutes is repealed and recreated to read:

447.01 Definitions. In this chapter:

(1) "Accredited" means accredited by the American dental association commission on dental accreditation or its successor agency.

(3) "Dental hygiene" means the performance of educational, preventive or therapeutic dental services. "Dental hygiene" includes any of the following:

(a) Removing supragingival or subgingival calcareous deposits, subgingival cement or extrinsic stains from a natural or restored surface of or a fixed replacement for a human tooth.

(b) Deep scaling or root planing a human tooth.

(c) Conditioning a human tooth surface in preparation for the placement of a sealant and placing a sealant.

(d) Conducting a substantive medical or dental history interview or preliminary examination of a dental patient's oral cavity or surrounding structures, including the preparation of a case history or recording of clinical findings.

(e) Conducting an oral screening without the written prescription of a dentist.

(f) Participating in the development of a dental patient's dental hygiene treatment plan.

(g) Any other practice specified in the rules promulgated under s. 447.02 (1) (d).

(4) "Dental hygiene student" means an individual who is enrolled in and in regular attendance at an accredited dental hygiene school.

(5) "Dental hygienist" means an individual who practices dental hygiene.

(6) "Dental student" means an individual who is enrolled in and in regular attendance at an accredited dental school.

(7) "Dentist" means an individual who practices dentistry.

(8) "Dentistry" means the examination, diagnosis, treatment, planning or care of conditions within the human oral cavity or its adjacent tissues and structures. "Dentistry" includes any of the following:

(12) "Remediable procedures" means patient procedures that create changes within the oral cavity or surrounding structures that are reversible and do not involve any increased health risks to the patient.

(13) "Written or oral prescription" means specific written or oral authorization by a dentist who is licensed to practice dentistry under this chapter to perform patient procedures according to a clearly defined treatment plan developed by the dentist.

SECTION 6. 447.02 (title) of the statutes is amended to read:

447.02 (title) Dentistry examining board.

SECTION 7. 447.02 (1) (intro.) and (a) to (d) of the statutes are repealed.

SECTION 8. 447.02 (1) (e) and (f) of the statutes are renumbered 447.01 (8) (a) and (b) and amended to read:

447.01 (8) (a) ~~Examines~~ Examining into the fact, condition or cause of dental health or dental disease or ~~applies~~ applying principles or techniques of dental science in the diagnosis, treatment or prevention of or prescription for any of the lesions, dental diseases, disorders or deficiencies of the human oral cavity, teeth, investing tissues, maxilla or mandible, or adjacent associated structures.

(b) ~~Extracts~~ Extracting human teeth or ~~corrects~~ correcting their malposition.

SECTION 9. 447.02 (1) (g) of the statutes, as affected by 1989 Wisconsin Act 56, is renumbered 447.01 (8) (c) and amended to read:

447.01 (8) (c) Directly or indirectly, by mail, carrier, person or any other method, ~~furnishes, supplies, constructs, reproduces or repairs~~ furnishing, supplying, constructing, reproducing or repairing prosthetic dentures, bridges, appliances or other structures to be used or worn as substitutes for natural human teeth, ~~except on a written work authorization of a licensed dentist, and by the use of impressions taken by a dentist licensed by and practicing in this state; or who places~~ placing such substitutes in the mouth directly or indirectly or ~~adjusts~~ adjusting the same; or ~~who takes or makes or gives~~ taking, making or giving advice or assistance or ~~provides~~ providing facilities for the taking or making of any impression, bite, cast or design preparatory to, or for the purpose of, or with a view to the making, producing, reproducing, constructing, fitting, furnishing, supplying, altering or

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repairing of any such prosthetic denture, bridge or appliance; or taking impressions for ~~and~~ or fitting athletic mouthguards.

SECTION 10. 447.02 (1) (h) to (L) of the statutes are renumbered 447.01 (8) (d) to (h) and amended to read:

447.01 (8) (d) ~~Administers~~ Administering anesthetics, either general or local, ~~within the meaning of this chapter,~~ while performing or claiming to perform dental services.

(e) ~~Prescribes or administers~~ Prescribing or administering drugs in the course of or incident to the rendition of dental services, or as part of a representation that dental services have been or will be rendered.

(f) ~~Engages~~ Engaging in any of the practices, techniques or procedures included in the curricula of ~~recognized~~ accredited dental schools ~~or colleges.~~

(g) ~~Penetrates, pierces or severs~~ Penetrating, piercing or severing the tissues within the human oral cavity or adjacent associated structures. This paragraph does not apply to care or treatment rendered by a physician, as defined in s. 448.01 (5), acting within the scope of the practice of medicine and surgery, as defined in s. 448.01 (9).

(h) ~~Develops~~ Developing a treatment plan for a dental patient to treat, operate, prescribe or advise for the patient by any means or instrumentality. Nothing in this paragraph prohibits a dental hygienist from participating in the development of a dental patient's dental hygiene treatment plan.

SECTION 11. 447.02 (1) of the statutes is created to read:

447.02 (1) The examining board may promulgate rules:

(a) Governing the reexamination of an applicant who fails an examination specified in s. 447.04 (1) (a) 5. or (2) (a) 5. The rules may specify additional educational requirements for those applicants and may specify the number of times an applicant may be examined.

(b) Governing the standards and conditions for the use of radiation and ionizing equipment in the practice of dentistry.

(c) Subject to ch. 553 and s. 447.06 (1), governing dental franchising.

(d) Specifying practices, in addition to the practices specified under s. 447.01 (3) (a) to (f), that are included within the practice of dental hygiene.

(e) Providing for the granting of temporary licenses under this chapter.

SECTION 12. 447.02 (1m) and (3) of the statutes are repealed.

SECTION 13. 447.02 (2) of the statutes is renumbered 447.06 (1).

SECTION 14. 447.02 (2) of the statutes is created to read:

447.02 (2) The examining board shall promulgate rules specifying all of the following:

(a) The conditions for supervision and the degree of supervision required under ss. 447.03 (3) (a), (b) and (d) 2. and 447.065.

(b) The standards, conditions and any educational requirements that are in addition to the requirements specified in s. 447.04 (1) that must be met by a dentist to be permitted to induce general anesthesia or conscious sedation in connection with the practice of dentistry.

(c) Whether an individual is required to be licensed under this chapter to remove plaque or materia alba accretions with mechanical devices.

SECTION 15. 447.03 to 447.05 of the statutes are repealed and recreated to read:

447.03 License required. (1) DENTISTS. Except as provided under sub. (3), no person may do any of the following unless he or she is licensed to practice dentistry under this chapter:

(a) Practice or offer to practice dentistry.

(b) Use or permit to be used, directly or indirectly, for a profit or otherwise for himself or herself, or for any other person, the title, or append to his or her name the words or letters, "doctor", "Dr.", "Doctor of Dental Surgery", "D.D.S.", or "D.M.D.", or any other letters, titles, degrees, terms or descriptive matter, personal or not, which directly or indirectly represent him or her to be engaged in the practice of dentistry.

(c) Inform the public directly or indirectly in any language, orally, in writing or printing, or by drawings, demonstrations, signs, pictures or other means that he or she can perform or will attempt to perform dental services of any kind.

(2) DENTAL HYGIENISTS. Except as provided under sub. (3), no person may do any of the following unless he or she is licensed to practice dental hygiene under this chapter:

(a) Practice or offer to practice dental hygiene.

(b) Represent himself or herself to the public as a dental hygienist or use, in connection with his or her name, any title or description that may convey the impression that he or she is a dental hygienist.

(3) EXCEPTIONS. No license under this chapter is required for any of the following:

(a) A dental student who practices dentistry under the supervision of a dentist in an infirmary, clinic, hospital or other institution connected or associated for training purposes with an accredited dental school.

(b) A dental hygiene student who practices dental hygiene under the supervision of a dentist in an infirmary, clinic, hospital or other institution connected or associated for training purposes with an accredited dental hygiene school.

(c) An individual licensed to practice dentistry or dental hygiene in another state or country who practices dentistry or dental hygiene in a program of dental education or research at the invitation of a group of dentists or practices dentistry or dental hygiene under the jurisdic-

tion of the army, navy, air force, U.S. public health service or veterans bureau.

(d) Any of the following individuals who do not engage in the private practice of dentistry and do not have an office outside the institution at which he or she is appointed or employed:

1. A nonclinical instructor in dental science who is employed by an accredited dental school.
2. A dental fellow engaged in dental science teaching or research who is appointed by and is under the supervision of the faculty of an accredited dental school.
3. A dental intern who is appointed by a hospital located in this state, if the hospital is accredited for dental internship training and the internship does not exceed one year.
4. A dental resident who is appointed by a hospital located in this state for a 2nd or subsequent year of advanced study of dental science if the hospital is accredited for dental residency training.

(e) Any examiner representing a testing service approved by the examining board.

(f) A dental laboratory or dental laboratory technician to construct appliances or restorations for dentists if all of the following apply:

1. The appliances or restorations are constructed upon receipt from a dentist of impressions or measurements, directions, and a written work authorization on a form approved by the examining board.
2. The amounts payable for the services are billed to the dentist.

(g) Any individual who provides remediable procedures that are delegated under s. 447.065 (1).

447.04 Licensure. (1) DENTISTS. (a) The examining board shall grant a license to practice dentistry to an individual who does all of the following:

1. Submits an application for the license to the department on a form provided by the department.
2. Pays the fee specified in s. 440.05 (1).
3. Submits evidence satisfactory to the examining board that he or she has graduated from an accredited dental school.
4. Submits evidence satisfactory to the examining board that he or she has passed the national dental examination and the examination of a dental testing service approved by the examining board.
5. Passes an examination administered by the examining board on the statutes and rules relating to dentistry.
6. Completes any other requirements established by the examining board by rule.

(b) The examining board may grant a license to practice dentistry to an individual who is licensed in good standing to practice dentistry in another state or territory of the United States or in another country if the applicant meets the requirements for licensure established by the examining board by rule and upon presentation of the

license and payment of the fee specified under s. 440.05 (2).

(2) DENTAL HYGIENISTS. (a) The examining board shall grant a license to practice dental hygiene to an individual who does all of the following:

1. Submits an application for the license to the department on a form provided by the department.
2. Pays the fee specified in s. 440.05 (1).
3. Submits evidence satisfactory to the examining board that he or she has graduated from an accredited dental hygiene school.
4. Submits evidence satisfactory to the examining board that he or she has passed the national dental hygiene examination and the examination of a dental hygiene testing service approved by the examining board.
5. Passes an examination administered by the examining board on the statutes and rules relating to dental hygiene.
6. Completes any other requirements established by the examining board by rule.

(b) The examining board may grant a license to practice dental hygiene to an individual who is licensed in good standing to practice dental hygiene in another state or territory of the United States or in another country if the applicant meets the requirements for licensure established by the examining board by rule and upon presentation of the license and payment of the fee specified under s. 440.05 (2).

447.05 Expiration and renewal. Licenses issued under this chapter expire on September 30 of each odd-numbered year. Renewal applications shall be submitted to the department on a form provided by the department and shall include the renewal fee specified in s. 440.05 (3).

SECTION 16. 447.06 (title) of the statutes is repealed and recreated to read:

447.06 (title) Practice limitations.

SECTION 17. 447.06 (intro.) and (3) to (7) of the statutes are repealed.

SECTION 18. 447.06 (1) of the statutes is renumbered 447.03 (3) (h) and amended to read:

447.03 (3) (h) A physician or surgeon licensed in this state who extracts teeth, or operates upon the palate or maxillary bones and investing tissues, or who administers anesthetics, either general or local, ~~within the meaning of this chapter.~~

SECTION 19. 447.06 (2) of the statutes is repealed and recreated to read:

447.06 (2) (a) A hygienist may practice dental hygiene or perform remediable procedures only as an employe or as an independent contractor and only as follows:

1. In a dental office.
2. For a school board or a governing body of a private school.

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3. For a school for the education of dentists or dental hygienists.

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.

5. For a county, city-county or multicounty health department, a county health committee or commission, or a city, village or town board of health under ch. 141.

6. For a charitable institution open to the general public or to members of a religious sect or order.

7. For a nonprofit home health care agency.

8. For a nonprofit dental care program serving primarily indigent, economically disadvantaged or migrant worker populations.

(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) 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:

1. The dental hygiene practices or remediable procedures are performed under a written or oral prescription.

2. The dentist who made the written or oral prescription has examined the patient at least once during the 12-month period immediately preceding:

a. The date on which the written or oral prescription was made; and

b. The date on which the dental hygiene practices or remediable procedures are performed.

3. The written or oral prescription specifies the practices and procedures that the dental hygienist may perform with the informed consent of the patient or, if applicable, the patient's parent or legal guardian.

4. If the practices or procedures are performed in a dental office, the patient has been the dentist's patient of record for not less than 6 months.

(d) A dental hygienist may not diagnose a dental disease or ailment, determine any treatment or any regimen of any treatment outside of the scope of dental hygiene, prescribe or order medication or perform any procedure that involves the intentional cutting of soft or hard tissue of the mouth by any means.

SECTION 20. 447.065 of the statutes is repealed and recreated to read:

447.065 Delegation of remediable procedures and dental practices. (1) A dentist who is licensed to practice dentistry under this chapter may delegate to an individual who is not licensed under this chapter only the per-

formance of remediable procedures, and only if all of the following conditions are met:

(a) The unlicensed individual performs the remediable procedures in accordance with a treatment plan approved by the dentist.

(b) The dentist is on the premises when the unlicensed individual performs the remediable procedures.

(c) The unlicensed individual's performance of the remediable procedures is subject to inspection by the dentist.

(2) Subject to the requirements under s. 447.06 (2), a dentist who is licensed to practice dentistry under this chapter may delegate to a dental hygienist who is licensed to practice dental hygiene under this chapter the performance of remediable procedures.

(3) A dentist who delegates to another individual the performance of any practice or remediable procedure is responsible for that individual's performance of that delegated practice or procedure.

SECTION 21. 447.07 (title) and (1) of the statutes are amended to read:

447.07 (title) Disciplinary proceedings. (1) The examining board may, without further notice or process, limit, suspend or revoke the license of a any dentist or dental hygienist who fails, within 60 days after the mailing of written notice in writing, sent by registered or certified mail to the dentist's licensee's last-known address, to register and pay the fee due. ~~The license may be reinstated, in the discretion of the examining board, by the payment of the fees specified in s. 440.05 (3) and (5) within one year from revocation. If application for reinstatement is not made within one year from the date of revocation the dentist may be required to demonstrate current qualification to practice by taking an examination in such dental subjects as may be required by the examining board and paying the fee specified in s. 440.05 (1) renew his or her license.~~

SECTION 22. 447.07 (2) of the statutes is repealed.

SECTION 23. 447.07 (3) (intro.) of the statutes is amended to read:

447.07 (3) (intro.) Subject to the rules promulgated under s. 440.03 (1), the examining board may ~~on its own motion~~ make investigations and conduct hearings in regard to any alleged ~~actions~~ action of any licensed dentist or dental hygienist, or of any other person it has reason to believe is acting engaged in or has ~~acted in such capacity within the engaged in the practice of dentistry or dental hygiene in this state~~, and may, on its own motion, or upon complaint in writing, ~~suspend or revoke such license, registration or certificate, or reprimand the holder thereof~~ any dentist or dental hygienist who is licensed under this chapter or deny, limit, suspend or revoke his or her license if it finds that the ~~holder has been guilty of~~ dentist or dental hygienist has done any of the following:

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SECTION 24. 447.07 (3) (a) to (j), (k) (intro.), 1 and 5 and (L) of the statutes are repealed and recreated to read:

447.07 (3) (a) Engaged in unprofessional conduct.

(b) Made any false statement or given any false information in connection with an application for a license or for renewal or reinstatement of a license or received the license through error.

(c) Been adjudicated mentally incompetent by a court.

(d) Directly or indirectly sent impressions or measurements to a dental laboratory without a written work authorization on a form approved by the examining board and signed by the authorizing dentist, or directly or indirectly sent a patient, or an agent of a patient, to a dental laboratory for any purpose. The examining board or its agents or employes may inspect dental offices and the work authorization records of dental laboratories to determine compliance with this paragraph.

(e) Subject to ss. 111.321, 111.322 and 111.335, been convicted of a crime, the circumstances of which substantially relate to the practice of dentistry or dental hygiene.

(f) Violated this chapter or any federal or state statute or rule which relates to the practice of dentistry or dental hygiene.

(g) Subject to ss. 111.321, 111.322 and 111.34, practiced dentistry or dental hygiene while his or her ability was impaired by alcohol or other drugs.

(h) Engaged in conduct that indicates a lack of knowledge of, an inability to apply or the negligent application of, principles or skills of dentistry or dental hygiene.

(i) Obtained or attempted to obtain compensation by fraud or deceit.

(j) Employed, directly or indirectly, any unlicensed person to perform any act requiring licensure under this chapter.

(k) (intro.) Engaged in repeated irregularities in billing a 3rd party for services rendered to a patient. In this paragraph, "irregularities in billing" includes:

1. Reporting charges for the purpose of obtaining a total payment in excess of that usually received for the services rendered.

5. Abrogating the copayment provisions of a contract by agreeing to forgive any or all of the patient's obligation for payment under the contract.

(L) Violated ch. 161 or 450.

SECTION 25. 447.07 (3) (m) to (o) of the statutes are created to read:

447.07 (3) (m) Made a substantial misrepresentation in the course of practice that was relied upon by a client.

(n) Violated any order of the examining board.

(o) Advertised by using a statement that tends to deceive or mislead the public.

SECTION 26. 447.07 (5) of the statutes is created to read:

447.07 (5) The examining board may reinstate a license that has been voluntarily surrendered or revoked on terms and conditions that it considers appropriate.

SECTION 27. 447.07 (7) of the statutes is repealed and recreated to read:

447.07 (7) In addition to or in lieu of a reprimand or denial, limitation, suspension or revocation of a license under sub. (3), the examining board may assess against an applicant or licensee a forfeiture of not more than \$5,000 for each violation enumerated under sub. (3).

SECTION 28. 447.08 of the statutes is repealed.

SECTION 29. 447.09 of the statutes is amended to read:

447.09 Penalties. Any person ~~violating~~ who violates this chapter may be fined not more than \$1,000 or imprisoned ~~for~~ not more than one year in the county jail or both for the ~~1st~~ first offense and may be fined not more than \$2,500 or imprisoned ~~for~~ not more than 2 years or both for the 2nd or subsequent conviction within 5 years.

SECTION 30. 447.11 of the statutes is amended to read:

447.11 (title) Wisconsin dental association. The Wisconsin state dental ~~society~~ association is continued with the general powers of a domestic nonstock corporation. It may take by purchase or gift and hold real and personal property. It may adopt, alter and enforce bylaws and rules for the admission and expulsion of members, the election of officers and the management of its affairs.

SECTION 31. 447.12 (1), (3) and (4) of the statutes are amended to read:

447.12 (1) The dentists of ~~the several counties~~ any county who are licensed to practice ~~in this state~~ dentistry under this chapter, provided there are at least 5 in a ~~given~~ the county, may ~~meet at such time and place as a majority agree upon, and~~ organize a county dental society as a component of the Wisconsin dental association. When so organized it shall be a body corporate, and shall ~~thereafter~~ be designated as the dental society of ~~such~~ the county, and shall have the general powers of a corporation and may take by purchase or gift and hold real and personal property. County dental societies now existing are continued with the powers and privileges conferred by this chapter. A county or district dental society ~~which~~ that was in existence but unincorporated on September 29, 1963 ~~shall, is~~ not be required by the terms hereof to incorporate unless that is the express wish of the majority of its members.

(3) If there are not a sufficient number of dentists in a given county to form a dental society under sub. (1), those residing in ~~such~~ the county may unite with those of adjoining counties and organize a ~~multiple-county~~ multi-county or district dental society ~~under this section, such as a component of the Wisconsin dental association.~~ The

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organizational meeting ~~to occur~~ shall be held at the time and place agreed upon in writing by a majority of those eligible to belong.

(4) A county or district dental society may adopt, alter and enforce articles and bylaws, or a constitution and bylaws for the admission and expulsion of members, the election of officers and the management of its affairs, but no ~~such~~ instrument or action on the part of ~~such a~~ the society ~~shall be~~ is valid ~~which if it~~ is inconsistent with the articles, bylaws or policies of the state Wisconsin dental society association, or ~~which if it~~ violates the autonomy of any other component of the state Wisconsin dental society association. Any county or district dental society which incorporates after September 29, 1963, shall file its articles as provided in ch. 181.

SECTION 32. 447.13 of the statutes is amended to read:

447.13 Service insurance corporations for dental care. The state Wisconsin dental society association or, in a manner and to the extent approved by the state society Wisconsin dental association, a county or district den-
tal society, may establish in one or more counties ~~in this~~

state a service insurance corporation for dental care under ch. 613.

SECTION 33. Nonstatutory provisions. (1) LICENSURE OF EXISTING REGISTRANTS. Notwithstanding section 447.04 (1) of the statutes, as affected by this act, the dentistry examining board shall, on the effective date of this subsection, grant a license to practice dentistry under section 447.04 (1) of the statutes, as affected by this act, to any individual who was lawfully engaged in the practice of dentistry in this state on January 1, 1939, and who, on the day before the effective date of this subsection, was registered as required by section 447.05 (4), 1987 stats.

(2) RULES. The dentistry examining board shall submit the proposed rules required under section 447.02 (2) (c) of the statutes, as created by this act, to the legislative council under section 227.15 (1) of the statutes no later than December 31, 1990.

SECTION 34. Effective dates. This act takes effect on July 1, 1990, or the day after publication, whichever is later, except as follows:

(a) The treatment of SECTION 33 (2) of this act takes effect on the day after publication.