

Report From Agency

**STATE OF WISCONSIN
DENTISTRY EXAMINING BOARD**

**IN THE MATTER OF RULEMAKING :
PROCEEDINGS BEFORE THE : REPORT TO THE LEGISLATURE
DENTISTRY EXAMINING BOARD : CR 21 - 032**

I. THE PROPOSED RULE:

The proposed rule, including the analysis and text, is attached.

II. REFERENCE TO APPLICABLE FORMS: n/a

III. FISCAL ESTIMATE AND EIA:

The Fiscal Estimate and EIA is attached.

IV. DETAILED STATEMENT EXPLAINING THE BASIS AND PURPOSE OF THE PROPOSED RULE, INCLUDING HOW THE PROPOSED RULE ADVANCES RELEVANT STATUTORY GOALS OR PURPOSES:

The objective of the proposed rule is to implement 2019 Act 143 related to reciprocal licenses for service members, former service members and their spouses.

V. SUMMARY OF PUBLIC COMMENTS AND THE BOARD'S RESPONSES, EXPLANATION OF MODIFICATIONS TO PROPOSED RULES PROMPTED BY PUBLIC COMMENTS:

The Dentistry Examining Board held a public hearing on May 5, 2021. No persons testified at the hearing or submitted written comments.

VI. RESPONSE TO LEGISLATIVE COUNCIL STAFF RECOMMENDATIONS:

Comment 3. Conflict with or Duplication of Existing Rules: “The current administrative rules, in s. DE 2.01, specify the materials that an applicant must submit to apply for regular credentialing. As these materials are different from the information that must be submitted under the provision created in the proposed rule, in s. DE 2.035, the current text of s. DE 2.01 should be amended to add the phrase “Except as provided in s. DE 2.035.”

Response: 2019 Wisconsin Act 143 provides a distinct pathway for dentists and dental hygienists who apply for licensure as service members, former service members or their spouses. The rule recognizes this licensure type and the Board does not believe it is an exception, duplication, or in conflict with DE 2.01. Therefore, the Board does not believe

adding exception language is necessary and may be confusing to those apply for this credential under this provision.

Comment 5. Clarity, Grammar, Punctuation and Use of Plain Language: “In s. DE 2.035 (2), the board should specify whether the required application materials are in addition to or notwithstanding the materials that an applicant must submit under s. DE 2.01.

Response: As 2019 Wisconsin Act 143 provides a distinct licensure pathway for dentists or dental hygienists who are service members, former service members or their spouses, the Board believes including a reference to DE 2.01 would potentially cause confusion for applicants. Applicants will apply through the process under the specific provisions of a reciprocal license application as directed in the proposed rule.

All of the remaining recommendations suggested in the Clearinghouse Report have been accepted in whole.

VII. REPORT FROM THE SBRRB AND FINAL REGULATORY FLEXIBILITY ANALYSIS:

N/A