

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 22-087
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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 this proposed rule is to extend the 2 hour-controlled substances prescribing continuing education requirement outlined in DE 13.03 (1m) that was previously only in effect for the 2019 and 2021 license renewal periods. The Board also removed the word “responsible” from the requirement, as all controlled substances prescribing should be done responsibly, so there is no need to specify. In addition, the Board removed the word “acute” from the requirement, because patients may also receive care for chronic pain as well as care for acute pain.

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 January 4, 2023. The following people either testified at the hearing, or submitted written comments:

- Mark Paget, Executive Director, Wisconsin Dental Association, Inc.

The Dentistry Examining Board summarizes the comments received either by hearing testimony or by written submission as follows:

- The Wisconsin Dental Association requested clarification on the licensing biennium, if the rule is going to be effective on October 1, 2023.

The Dentistry Examining Board explains modifications to its rule-making proposal prompted by public comments as follows:

- No modifications to the rule were made based on public comments.

VI. RESPONSE TO LEGISLATIVE COUNCIL STAFF RECOMMENDATIONS:

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

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