



Scott Walker, Governor
Dave Ross, Secretary

DENTISTRY EXAMINING BOARD
Room 121A, 1400 E. Washington Avenue, Madison
Contact: Brittany Lewin (608) 266-2112
January 7, 2015

The following agenda describes the issues that the Board plans to consider at the meeting. At the time of the meeting, items may be removed from the agenda. Please consult the meeting minutes for a description of the actions of the Board.

AGENDA

8:30 A.M.

OPEN SESSION – CALL TO ORDER – ROLL CALL

A. Pledge of Allegiance

B. Adoption of Agenda (1-3)

C. Approval of Minutes – November 5, 2014 (4-6)

D. Administrative Matters

- 1) Election of Board Officers **(7)**
- 2) Board Liaison and Authority Delegation **(7-10)**

E. Education and Examination Matters

- 1) CRDTS Examiner Request **(11-13)**

F. Legislative and Administrative Rule Matters – Discussion and Consideration

- 1) Draft Amending DE 2 Relating to Foreign Trained Dentists **(14-16)**
- 2) Draft Amending DE 10 Relating to Mobile Dentistry **(17-18)**
- 3) Update on DE 3, 7, 11 Relating to Dental Hygienist Administering Nitrous Oxide
- 4) Update on DE 4, 14 Relating to Informed Consent
- 5) Update on Pending and Possible Rulemaking Projects

G. DLSC Matters – Discussion and Consideration

- 1) Access to Patient Records

H. Speaking Engagement(s), Travel, or Public Relation Request(s)

- 1) American Association of Dental Boards (AADB) 2015 Mid-Year Meeting – April 26-27, 2015 – Chicago, IL

I. Items Added After Preparation of Agenda

- 1) Introductions, Announcements and Recognition
- 2) Election of Board Officers
- 3) Appointment of Board Liaison(s)
- 4) Administrative Matters
- 5) Education and Examination Matters
- 6) Credentialing Matters
- 7) Practice Matters
- 8) Legislative/Administrative Rule Matters
- 9) Liaison Report(s)
- 10) Informational Item(s)
- 11) Disciplinary Matters
- 12) Presentations of Petition(s) for Summary Suspension
- 13) Presentation of Proposed Stipulation(s), Final Decision(s) and Order(s)
- 14) Presentation of Proposed Decisions
- 15) Presentation of Interim Orders
- 16) Petitions for Re-Hearing
- 17) Petitions for Assessments
- 18) Petitions to Vacate Orders
- 19) Petitions for Designation of Hearing Examiner
- 20) Requests for Disciplinary Proceeding Presentations
- 21) Motions
- 22) Petitions
- 23) Appearances from Requests Received or Renewed
- 24) Speaking Engagement(s), Travel, or Public Relation Request(s)

J. Public Comments

CONVENE TO CLOSED SESSION to deliberate on cases following hearing (Wis. Stat. s. 19.85(1)(a),); to consider licensure or certification of individuals (Wis. Stat s. 19.85(1)(b), Stats.; to consider closing disciplinary investigations with administrative warnings (Wis. Stat. s. 19.85 (1)(b), and 440.205,); to consider individual histories or disciplinary data (Wis. Stat. s. 19.85 (1)(f),); and to confer with legal counsel (Wis. Stat. s. 19.85(1)(g),).

K. Credentialing Matters

- 1) **APPEARANCE: D.B.** – Review of Dental Faculty License Application **(19-27)**
- 2) **A.R.** – Review of Dental Hygienist License Application by Endorsement **(28-43)**
- 3) **F.F.** – Review of Dental License Application by Endorsement **(44-78)**
- 4) **J.L., R.D.H.** – Review of Dental Hygienist License Application by Endorsement **(79-101)**
- 5) **S.C., D.M.D.** – Review of Dental License Application by Endorsement **(102-182)**

L. Disciplinary Matters

- 1) Proposed Final Decision and Order
 - a. Fredrick G. Kriemelmeyer, D.D.S., Respondent (DHA Case SPS-14-0068)(DLSC Case 14 DEN 024) **(183-193)**
- 2) Case Status Report **(194-195)**
- 3) Case Closing(s)
 - a. 14 DEN 067 – G.C.N., D.D.S. **(196-198)**

M. Monitoring Matters

- 1) Paul Ganshert, D.D.S. – Requesting Modifications **(199-224)**

N. Consulting with Legal Counsel

O. Deliberation of Items Received After Preparation of the Agenda

- 1) Education and Examination Matters
- 2) Credentialing Matters
- 3) Disciplinary Matters
- 1) Monitoring Matters
- 2) Professional Assistance Procedure (PAP)
- 3) Petition(s) for Summary Suspensions
- 4) Proposed Stipulations, Final Decisions and Orders
- 5) Administrative Warnings
- 6) Review of Administrative Warning
- 7) Proposed Decisions
- 8) Matters Relating to Costs
- 9) Case Closings
- 10) Case Status Report
- 11) Proposed Interim Orders
- 12) Petitions for Assessments and Evaluations
- 13) Petitions to Vacate Orders
- 14) Remedial Education Cases
- 15) Motions
- 16) Petitions for Re-Hearing
- 17) Appearances from Requests Received or Renewed

RECONVENE TO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

P. Vote on Items Considered or Deliberated Upon in Closed Session, if Voting is Appropriate

Q. Open Session Items Noticed Above not Completed in the Initial Open Session

ADJOURNMENT

**DENTISTRY EXAMINING BOARD
MEETING MINUTES
November 5, 2014**

PRESENT: Debra Beres, RDH; Mark Braden, DDS; Leonardo Huck, DDS; Lyndsay Knoell, DDS; Timothy McConville, DDS; Wendy Pietz, DDS; Carrie Stempski, RDH; Beth Welter, DDS

EXCUSED: Eileen Donohoo, RDH

STAFF: Brittany Lewin, Executive Director; Taylor Thompson, Bureau Assistant; and other Department staff

CALL TO ORDER

Lyndsay Knoell, Chair, called the meeting to order at 8:30 A.M. A quorum of eight (8) members was confirmed.

ADOPTION OF AGENDA

MOTION: Beth Welter moved, seconded by Debra Beres, to adopt the agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES

MOTION: Timothy McConville moved, seconded by Debra Beres, to approve the minutes of September 3, 2014 as published. Motion carried unanimously.

LEGISLATIVE/ADMINISTRATIVE RULE MATTERS

SCOPE IMPLEMENTING 2013 ACT 345 RELATING TO INFORMED CONSENT

MOTION: Leonardo Huck moved, seconded by Wendy Pietz, to approve the Scope Statement on DE 5 and 14 relating to informed consent for submission to the Governor's Office and publication and to authorize the Chair to approve the scope for implementation no less than 10 days after publication. Motion carried unanimously.

SCOPE IMPLEMENTING 2014 ACT 354 RELATING TO DENTAL HYGIENIST'S ADMINISTRATION OF NITROUS OXIDE

MOTION: Mark Braden moved, seconded by Lyndsay Knoell, to approve the Scope Statement on DE 3, 7, and 11 relating to certificate for dental hygienist to administer nitrous oxide inhalation analgesia for submission to the Governor's Office and publication and to authorize the Chair to approve the scope for implementation no less than 10 days after publication. Motion carried unanimously.

CLOSED SESSION

MOTION: Debra Beres moved seconded by Mark Braden, to convene to closed session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (ss. 19.85 (1)(b), and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85 (1)(f), Stats.); and to confer with legal counsel (s. 19.85(1)(g), Stats.). Lyndsay Knoell read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Debra Beres-yes; Mark Braden-yes; Leonardo Huck-yes; Lyndsay Knoell-yes; Timothy McConville-yes; Wendy Pietz-yes; Carrie Stempski-yes; and Beth Welter -yes. Motion carried unanimously.

The Board convened into Closed Session at 8:55 A.M.

RECONVENE TO OPEN SESSION

MOTION: Lyndsay Knoell moved, seconded by Debra Beres, to reconvene in Open Session at 10:43 A.M. Motion carried unanimously.

VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION, IF VOTING IS APPROPRIATE

MOTION: Lyndsay Knoell moved, seconded by Timothy McConville, to affirm all Motions made and Votes taken in Closed Session. Motion carried unanimously.

APPLICATION REVIEWS

ABDULAZIZ ALQAHTANI

MOTION: Timothy McConville moved, seconded by Debra Beres, to approve the Dental Faculty License application of **A.A.**, once all requirements are met. Motion carried unanimously.

GEORGIOS MAROULAKOS

MOTION: Timothy McConville moved, seconded by Beth Welter, to approve the Dental Faculty License application of **G.M., D.D.S.**, once all requirements are met. Motion carried unanimously.

MATINA ANGELOPOULOU

MOTION: Wendy Pietz moved, seconded by Debra Beres, to approve the Dental Faculty License application of **M.A.**, once all requirements are met. Motion carried unanimously.

ANNE MILLER

MOTION: Debra Beres moved, seconded by Mark Braden, to approve the Dental License application of **A.M., D.M.D.**, once all requirements are met. Motion carried unanimously.

HEMA ARANY

MOTION: Timothy McConville moved, seconded by Debra Beres, to approve the Dental License application of **H.A., B.D.S., A.E.G.D.**, once all requirements are met. Motion carried unanimously.

PROPOSED STIPULATIONS, FINAL DECISIONS AND ORDERS

MOTION: Leonardo Huck moved, seconded by Debra Beres, to adopt the Findings of Fact, Conclusions of Law and the Final Decision and Order in the matter of disciplinary proceedings against **Rebecca J. Swenson, D.D.S., DLSC Case 12 DEN 091**. Motion carried unanimously.

CASE CLOSINGS

MOTION: Mark Braden moved, seconded by Leonardo Huck, to close DLSC case number **14 DEN 039, against J.M., D.D.S., for Prosecutorial Discretion (P1)**. Motion carried unanimously.

MOTION: Beth Welter moved, seconded by Leonardo Huck, to close DLSC case number **14 DEN 048, against S.M., D.D.S., for Prosecutorial Discretion (P2)**. Motion carried unanimously.

MONITORING MATTERS

MOTION: Wendy Pietz moved, seconded by Debra Beres, to approve the request of **Steven R. Schnoll, D.D.S.** for reduction in drug and alcohol screens from 24 times per year to 18 times per year. Motion carried unanimously.

MOTION: Timothy McConville moved, seconded by Leonardo Huck, to approve the request of **Robert Pultz, D.D.S.** for full reinstatement of licensure. Motion carried unanimously.

ADJOURNMENT

MOTION: Lyndsay Knoell moved, seconded by Leonardo Huck, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 10:46 A.M.

January 2014:

2014 ELECTION RESULTS	
Board Chair	Lyndsay Knoell
Vice Chair	Mark Braden
Secretary	Sandra Linhart

LIAISON APPOINTMENTS

Practice Questions Liaisons:	All Board Officers
Screening Panel:	Lyndsay Knoell, Sandra Linhart
DLSC Liaison:	Mark Braden
Credentialing Liaisons:	Debra Beres, Leo Huck
Education and Examinations Liaison:	Eileen Donohoo
Website Liaison:	Beth Welter
PAP Liaison:	Tim McConville

MOTION: Eileen Donohoo moved, seconded by Leo Huck, to approve the liaison appointments as listed above. Motion carried unanimously.

March 2014:

DELEGATION OF AUTHORITY

MOTION: Eileen Donohoo moved, seconded by Leonardo Huck, that the Board delegates authority to the Chair to sign documents on behalf of the Board. In order to carry out duties of the Board, the Chair has the ability to delegate this signature authority to the Board’s Executive Director for purposes of facilitating the completion of assignments during or between meetings. Motion carried unanimously.

MOTION: Leonardo Huck moved, seconded by Eileen Donohoo, in order to facilitate the completion of assignments between meetings, the Board delegates its authority by order of succession to the Chair, highest ranking officer, or longest serving member of the Board, to appoint liaisons to the Department where knowledge or experience in the profession is required to carry out the duties of the Board in accordance with the law. Motion carried unanimously.

MOTION: Eileen Donohoo moved, seconded by Leonardo Huck, to adopt the “Roles and Authorities Delegated to the Monitoring Liaison and Department Monitor” document. Motion carried unanimously.

MOTION: Eileen Donohoo moved, seconded by Debra Beres, to delegate authority to the Credentialing Liaison(s) to address all issues related to credentialing matters. Motion carried unanimously.

July 2014:

ELECTION OF BOARD SECRETARY	
Secretary	Debra Beres

PDMP LIAISON

MOTION: Lyndsay Knoell moved, seconded by Mark Braden, to recognize the appointment of Wendy Pietz as the Board's PDMP Liaison. Motion carried unanimously.

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and Title of Person Submitting the Request: Ashley Horton Department Monitor Division of Legal Services and Compliance		2) Date When Request Submitted: December 20, 2013 Items will be considered late if submitted after 4:30 p.m. and less than: <ul style="list-style-type: none"> ▪ 10 work days before the meeting for Medical Board ▪ 14 work days before the meeting for all others 	
3) Name of Board, Committee, Council, Sections:			
4) Meeting Date:	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Monitoring: Appointment of Monitoring Liaison and Delegated Authority Motion	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both		8) Is an appearance before the Board being scheduled? <input type="checkbox"/> Yes (Fill out Board Appearance Request) <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required:
10) Describe the issue and action that should be addressed: 1. Appointment of 2014 Monitoring Liaison 2. Delegated Authority Motion: <i>“_____ moved, seconded by _____ to adopt/reject the Roles and Authorities Delegated to the Monitoring Liaison and Department Monitor document as presented in today’s agenda packet.”</i>			
11) Authorization <div style="display: flex; justify-content: space-between;"> <div style="width: 30%;">  </div> <div style="width: 30%; text-align: center;"> December 20, 2013 </div> </div> <hr/> <div style="display: flex; justify-content: space-between;"> <div style="width: 60%;">Signature of person making this request</div> <div style="width: 20%; text-align: center;">Date</div> </div> <hr/> <div style="display: flex; justify-content: space-between;"> <div style="width: 60%;">Supervisor (if required)</div> <div style="width: 20%; text-align: center;">Date</div> </div> <hr/> <div style="display: flex; justify-content: space-between;"> <div style="width: 60%;">Executive Director signature (indicates approval to add post agenda deadline item to agenda)</div> <div style="width: 20%; text-align: center;">Date</div> </div>			
Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, Provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			

Roles and Authorities Delegated to the Monitoring Liaison and Department Monitor

The Monitoring Liaison is a board designee who works with department monitors to enforce the Board's orders as explained below.

Current Authorities Delegated to the Monitoring Liaison

The Liaison may take the following actions on behalf of the Board:

1. Grant a temporary reduction in random drug screen frequency upon Respondent's request if he/she is unemployed and is otherwise compliant with Board order. The Department Monitor will draft an order and sign on behalf of the Liaison. The temporary reduction will be in effect until Respondent secures employment in the profession.
2. Grant a stay of suspension if Respondent is eligible per the Board order. The Department Monitor will draft an order and sign on behalf of the Liaison.
3. Remove the stay of suspension if there are repeated violations or a substantial violation of the Board order. The Department Monitor will draft an order and sign on behalf of the Liaison.
4. Grant or deny approval when Respondent proposes continuing/remedial education courses, treatment providers, mentors, supervisors, change of employment, etc. unless the order specifically requires full-Board approval. The Department Monitor will notify Respondent of the Liaison's decision.
5. Grant a maximum 90-day extension, if warranted and requested in writing by Respondent, to complete Board-ordered CE, pay proceeding costs, and/or pay forfeitures upon Respondent's request.

Current Authorities Delegated to the Department Monitor

The Department Monitor may take the following actions on behalf of the Board, draft an order and sign:

1. Grant full reinstatement of licensure if CE is the sole condition of the limitation and Respondent has submitted the required proof of completion for approved courses.
2. Suspend the license if Respondent has not completed Board-ordered CE and/or paid costs and forfeitures within the time specified by the Board order. The Department Monitor may remove the suspension and issue an order when proof completion and/or payment have been received.

Clarification

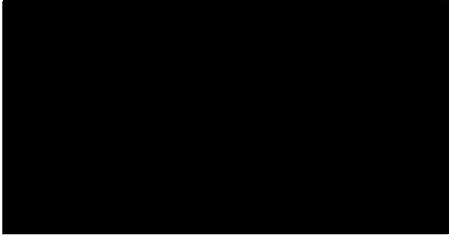
1. In conjunction with removal of any stay of suspension, the Liaison may prohibit Respondent from seeking reinstatement of the stay for a specified period of time. (This is consistent with current practice.)

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and Title of Person Submitting the Request: Brittany Lewin		2) Date When Request Submitted: December 22, 2014										
		Items will be considered late if submitted after 12:00 p.m. and less than: ▪ 8 work days before the meeting										
3) Name of Board, Committee, Council, Sections: Dentistry Examining Board												
4) Meeting Date: January 7, 2015	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Examination Matters – CRDTS Examiner Request										
7) Place Item in: <input type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input checked="" type="checkbox"/> Both	8) Is an appearance before the Board being scheduled? If yes, who is appearing? <input type="checkbox"/> Yes by _____ (name) <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required:										
10) Describe the issue and action that should be addressed: The Board may decide to recommend Dr. Clemens Stoeckl as a CRDTS examiner. See attachments.												
11) <table style="width: 100%; border: none;"> <tr> <td style="width: 40%; border: none;">Signature of person making this request</td> <td style="width: 30%; border: none; text-align: center;">Authorization</td> <td style="width: 30%; border: none; text-align: right;">Date</td> </tr> <tr> <td style="border: none;">_____ Supervisor (if required)</td> <td style="border: none;"></td> <td style="border: none; text-align: right;">_____ Date</td> </tr> <tr> <td style="border: none;">_____ Bureau Director signature (indicates approval to add post agenda deadline item to agenda)</td> <td style="border: none;"></td> <td style="border: none; text-align: right;">_____ Date</td> </tr> </table>				Signature of person making this request	Authorization	Date	_____ Supervisor (if required)		_____ Date	_____ Bureau Director signature (indicates approval to add post agenda deadline item to agenda)		_____ Date
Signature of person making this request	Authorization	Date										
_____ Supervisor (if required)		_____ Date										
_____ Bureau Director signature (indicates approval to add post agenda deadline item to agenda)		_____ Date										
Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Board Services Bureau Director. 3. If necessary, Provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.												

Dr. Clemens K. Stoeckl



December 11, 2014

Dear Dr. Knoell:

I am requesting that the Wisconsin Dental Board recommends me to become a Credits Board Examiner.

I am very interested in this position. I feel that with my forty one years of general practice experience and twenty five years of clinical teaching at Marquette University's School of Dentistry gives me the qualifications and clinical judgment skills to be an excellent candidate for this position. Every day is a new experience in dentistry and I believe I have the knowledge and expertise to be a very good examiner. If there is anything else I could send to you to expedite this request, please let me know at your earliest convenience.

Sincerely,

A handwritten signature in black ink that reads "Dr. Clemens K. Stoeckl".

Dr. Clemens K Stoeckl

Dr. Clemens K Stoeckl

Education	1969-1973 Marquette School of Dentistry Milwaukee, WI. DDS 1973
Professional Experience	General Dentist 1973-Present Stoeckl Family Dentistry Germantown, WI
Additional Professional Activities	Part time Clinical Professor MUSOD 1973-1983 Part time Clinical Professor MUSOD 1998-Present Past Board of Directors for the WDA Foundation Member of OKU
Professional Memberships	Member of the American Dental Association 1973-Present Member of the Wisconsin Dental Association 1973-Present Member Greater Milwaukee Dental Association 1973-2000 Member Washington-Ozaukee Dental Association 2001-Present and Past President Life Member of ADA Member Milwaukee Odontological Society 1977-Present and Past President Life Member of the Milwaukee Odontological Society Member of the Academy of General Dentistry 1977-Present and a Fellowship in the AGD 1986
Community Activities	Volunteer Dentist for the Mission of Mercy (MOM) Project
References	Dr Richard Hagner, Marquette School of Dentistry, Clinical Director Dr Conrad Nenn, Marquette School of Dentistry, Group Leader
Objective	My objective is to become a Credits Examiner
Interests and Activities	Playing with my Grandchildren, Photography, Golf, Model Railroads, Model Doll Houses, Church Parish Council

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and Title of Person Submitting the Request: Sharon Henes Administrative Rules Coordinator		2) Date When Request Submitted: 22 December 2014 Items will be considered late if submitted after 12:00 p.m. on the deadline date: ▪ 8 business days before the meeting	
3) Name of Board, Committee, Council, Sections: Dentistry Examining Board			
4) Meeting Date: 7 January 2014	5) Attachments: <input type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Legislation and Rule Matters – Discussion and Consideration 1. Draft amending DE 2 relating to foreign trained dentists. 2. Draft amending DE 10 relating to mobile dentistry 3. Update on DE 3, 7, 11 relating to dental hygienist administering nitrous oxide 4. Update on DE 4, 14 relating to informed consent 5. Update on pending and possible rulemaking projects	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both		8) Is an appearance before the Board being scheduled? <input type="checkbox"/> Yes (Fill out Board Appearance Request) <input type="checkbox"/> No	9) Name of Case Advisor(s), if required:
10) Describe the issue and action that should be addressed:			
11) Authorization			
<i>Sharon Henes</i>		<i>22 December 2014</i>	
Signature of person making this request		Date	
Supervisor (if required)		Date	
Executive Director signature (indicates approval to add post agenda deadline item to agenda)		Date	
Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, Provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			

**State of Wisconsin
Department of Safety & Professional Services**

TEXT OF RULE

SECTION 1. DE 2.01(1m)(c) is repealed.

SECTION 2. DE 2.01(1m)(d) is created to read:

DE 2.01(1m)(d) Evidence of one of the following:

1. Verification of having been awarded a DDS or DMD degree from an accredited dental school.
2. Verification of having received a dental diploma, degree or certificate from a full time, undergraduate supplemental dental education program of at least two academic years at an accredited dental school. The program must provide didactic and clinical education to the level of a DDS or DMD graduate.

SECTION 3. EFFECTIVE DATE. The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin administrative register, pursuant to s. 227.22 (2) (intro.), Stats.

(END OF TEXT OF RULE)

TEXT OF RULE

SECTION 1. Chapter DE 10 is created to read:

CHAPTER DE 10
MOBILE DENTISTRY

DE 10.01 Definitions. In this chapter:

(1) “Mobile dentistry program”

(a) Mobile dentistry program means a program delivering dental or dental hygienist care in one of the following:

1. Using portable equipment or supplies that are transported to any location that are not intact dental or hospital facilities.
2. In a self-contained, intact facility that can be moved.

(b) Mobile dentistry program is not dental or dental hygienist care which meets all of the following requirements:

1. The dental or dental hygienist care is provided within a 30 mile radius of their main or satellite facility
2. The care is billed by the main or satellite facility.
3. The dentist or dental hygienist provides any necessary follow-up care to the patient.

(2) “Mobile dentistry program registrant” means a person registered under s. 447.058, Stats.

DE 10.02 Mobile dentistry program registration. (1) REGISTRATION REQUIRED. (a) No person may own or operate a mobile dentistry program in this state unless the person is registered under this section. A person that wishes to own or operate more than one mobile dentistry program in this state shall apply for a separate registration under this section for each mobile dentistry program the person owns or operates.

(b) A mobile dentistry program providing dental hygiene as defined by s. 447.01(3), Stats. or dentistry as defined by s. 447.01(8), Stats. constitutes the operation of a mobile dentistry program and requires registration.

(2) REGISTRATION. An applicant for registration to own or operate a mobile dentistry program shall submit all of the following:

- (a) An application for registration on a form provided by the department.
- (b) The fee specified in s. 440.05(1).
- (c) A list of all employees or contractors who are providing dental care in Wisconsin. The list shall include the Wisconsin license number for each person providing dental care.

(3) RENEWAL. A mobile dentistry program registrant renewing a registration shall submit all of the following:

- (a) A renewal form provided by the department.
- (b) The renewal fee as determined by the department under s. 440.03(9)(a).
- (c) A list of all employees or contractors who are providing dental care in Wisconsin. The list shall include the Wisconsin license number for each person providing dental care.

DE 10.03 Access to patient records. The mobile dentistry program registrant shall do all of the following:

- (1) Provide each patient with the name and contact information of the mobile dentistry program providing services.
- (2) At the time of providing services, give each patient a description of the dental care provided on that patient and the patient's treatment plan for dental care.
- (3) Maintain patient dental records in accordance with ch. DE 8, Wis. Admin. Code.
- (4) Provide access to dental records in accordance with s. 146.83, Stats.

DE 10.04 Referrals. (1) The mobile dentistry program shall establish a referral base within a 30 mile radius of the location the services are being provided. Evidence of establishment of a referral base shall be documentation of contacting all the dentists in the radius area or 20 dentists, whichever is less. The mobile dentistry program registrant shall have a referral agreement with each referral provider including all of the following:

- (a) Name, address and phone number of the referral provider.
 - (b) Types of payment or insurance accepted by the referral provider.
- (2) The mobile dentistry program shall provide to the patient referral information for follow-up care including all of the following:
- (a) Name, address and phone number of each referral provider.
 - (b) Types of payment or insurance accepted by the referral provider.

DE 10.05 Standards of conduct. Unprofessional conduct by a mobile dentistry program registrant includes any of the following:

- (1) Failure to update the Department within 10 days of new employees or contractors providing dental care in Wisconsin.
- (2) Violating any provision under ss. DE 10.03 or 10.04.
- (3) Engaging in unprofessional conduct under s. DE 5.02.

SECTION 2. EFFECTIVE DATE. The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin administrative register, pursuant to s. 227.22 (2) (intro.), Stats.

(END OF TEXT OF RULE)
