

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5308

54th Legislature
1995 Regular Session

Passed by the Senate April 12, 1995
YEAS 46 NAYS 0

President of the Senate

Passed by the House April 6, 1995
YEAS 95 NAYS 0

**Speaker of the
House of Representatives**

Approved

Governor of the State of Washington

CERTIFICATE

I, Marty Brown, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5308** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5308

AS AMENDED BY THE HOUSE

Passed Legislature - 1995 Regular Session

State of Washington 54th Legislature 1995 Regular Session

By Senate Committee on Health & Long-Term Care (originally sponsored by Senators Fairley, Moyer, Franklin and Deccio; by request of Department of Health)

Read first time 02/08/95.

1 AN ACT Relating to the use of examinations in the credentialing of
2 health professionals; amending RCW 18.25.030, 18.32.050, 18.34.080,
3 18.29.021, 18.29.120, 18.53.060, 18.54.070, 18.64A.020, 18.74.035,
4 18.83.070, 18.83.072, 18.92.030, 18.92.100, 18.108.030, 18.108.050,
5 18.108.073, 18.30.020, 18.30.080, 18.30.090, 18.30.100, 18.30.110,
6 18.30.130, and 18.30.140; reenacting and amending RCW 18.74.023; adding
7 a new section to chapter 18.130 RCW; repealing RCW 18.30.070; and
8 declaring an emergency.

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

10 **Sec. 1.** RCW 18.25.030 and 1994 sp.s. c 9 s 111 are each amended to
11 read as follows:

12 Examinations for license to practice chiropractic shall be ~~((made))~~
13 developed and administered, or approved, or both, by the commission
14 according to the method deemed by it to be the most practicable and
15 expeditious to test the applicant's qualifications. ((Such
16 application)) The commission may approve an examination prepared or
17 administered by a private testing agency or association of licensing
18 authorities. The applicant shall be designated by a number instead of
19 his or her name, so that the identity shall not be discovered or

1 disclosed to the members of the commission until after the examination
2 papers are graded.

3 ~~((All examinations shall be in whole or in part in writing, the
4 subject of which shall be as follows))~~ Examination subjects may include
5 the following: Anatomy, physiology, spinal anatomy, microbiology-
6 public health, general diagnosis, neuromuscularskeletal diagnosis, x-
7 ray, principles of chiropractic and adjusting, as taught by
8 chiropractic schools and colleges(~~(. The commission shall administer
9 a practical examination to applicants which shall consist of diagnosis,
10 principles and practice, x ray, and adjustive technique))~~), and any
11 other subject areas consistent with chapter 18.25 RCW. ~~((A license
12 shall be granted to all applicants whose score over each subject tested
13 is seventy five percent.))~~ The commission shall set the standards for
14 passing the examination. The commission may enact additional
15 requirements for testing administered by the national board of
16 chiropractic examiners.

17 **Sec. 2.** RCW 18.32.050 and 1994 sp.s. c 9 s 212 are each amended to
18 read as follows:

19 Commission members shall be compensated and reimbursed pursuant to
20 this section for their activities in administering a multi-state
21 licensing examination pursuant to the commission's compact or agreement
22 with another state or states or with organizations formed by several
23 states. ~~((Compensation or reimbursement received by a commission
24 member from another state, or organization formed by several states,
25 for such member's services in administering a multi state licensing
26 examination, shall be deposited in the state general fund.))~~

27 **Sec. 3.** RCW 18.34.080 and 1991 c 3 s 77 are each amended to read
28 as follows:

29 The examination shall determine whether the applicant has a
30 thorough knowledge of the principles governing the practice of a
31 dispensing optician which is hereby declared necessary for the
32 protection of the public health. The examining committee may approve
33 an examination prepared or administered by a private testing agency or
34 association of licensing authorities. The secretary shall license
35 successful examinees and the license shall be conspicuously displayed
36 in the place of business of the licensee.

1 **Sec. 4.** RCW 18.29.021 and 1991 c 3 s 46 are each amended to read
2 as follows:

3 (1) The department shall issue a license to any applicant who, as
4 determined by the secretary:

5 (a) Has successfully completed an educational program approved by
6 the secretary. This educational program shall include course work
7 encompassing the subject areas within the scope of the license to
8 practice dental hygiene in the state of Washington;

9 (b) Has successfully completed an examination administered or
10 approved by the dental hygiene examining committee; and

11 (c) Has not engaged in unprofessional conduct or is not unable to
12 practice with reasonable skill and safety as a result of a physical or
13 mental impairment.

14 (2) Applications for licensure shall be submitted on forms provided
15 by the department. The department may require any information and
16 documentation necessary to determine if the applicant meets the
17 criteria for licensure as provided in this chapter and chapter 18.130
18 RCW. Each applicant shall pay a fee determined by the secretary as
19 provided in RCW 43.70.250. The fee shall be submitted with the
20 application.

21 **Sec. 5.** RCW 18.29.120 and 1991 c 3 s 52 are each amended to read
22 as follows:

23 The secretary in consultation with the Washington dental hygiene
24 examining committee shall:

25 (1) Adopt rules in accordance with chapter 34.05 RCW necessary to
26 prepare and conduct examinations for dental hygiene licensure;

27 (2) Require an applicant for licensure to pass an examination
28 consisting of written and practical tests upon such subjects and of
29 such scope as the committee determines;

30 (3) Set the standards for passage of the examination;

31 (4) Administer at least two examinations each calendar year (~~in~~
32 ~~conjunction with examinations for licensure of dentists under chapter~~
33 ~~18.32 RCW)). Additional examinations may be given as necessary; and~~

34 (5) Establish by rule the procedures for an appeal of an
35 examination failure.

36 **Sec. 6.** RCW 18.53.060 and 1991 c 3 s 135 are each amended to read
37 as follows:

1 From and after January 1, 1940, in order to be eligible for
2 examination for registration, a person shall be a citizen of the United
3 States of America, who shall have a preliminary education of or equal
4 to four years in a state accredited high school and has completed a
5 full attendance course in a regularly chartered school of optometry
6 maintaining a standard which is deemed sufficient and satisfactory by
7 the optometry board, who is a person of good moral character, (~~who is~~
8 ~~not afflicted with any contagious or infectious disease,~~) who has a
9 visual acuity in at least one eye, of a standard known as 20/40 under
10 correction: PROVIDED, That from and after January 1, 1975, in order to
11 be eligible for examination for a license, a person shall have the
12 following qualifications:

13 (1) Be a graduate of a state accredited high school or its
14 equivalent;

15 (2) Have a diploma or other certificate of completion from an
16 accredited college of optometry or school of optometry, maintaining a
17 standard which is deemed sufficient and satisfactory by the optometry
18 board, conferring its degree of doctor of optometry or its equivalent,
19 maintaining a course of four scholastic years in addition to
20 preprofessional college level studies, and teaching substantially all
21 of the following subjects: General anatomy, anatomy of the eyes,
22 physiology, physics, chemistry, pharmacology, biology, bacteriology,
23 general pathology, ocular pathology, ocular neurology, ocular myology,
24 psychology, physiological optics, optometrical mechanics, clinical
25 optometry, visual field charting and orthoptics, general laws of optics
26 and refraction and use of the ophthalmoscope, retinoscope and other
27 clinical instruments necessary in the practice of optometry; and

28 (3) Be of good moral character(~~and~~

29 ~~(4) Have no contagious or infectious disease~~)).

30 Such person shall file an application for an examination and
31 license with said board at any time thirty days prior to the time fixed
32 for such examination, or at a later date if approved by the board, and
33 such application must be on forms approved by the board, and properly
34 attested, and if found to be in accordance with the provisions of this
35 chapter shall entitle the applicant upon payment of the proper fee, to
36 take the examination prescribed by the board. Such examination shall
37 not be out of keeping with the established teachings and adopted
38 textbooks of the recognized schools of optometry, and shall be confined
39 to such subjects and practices as are recognized as essential to the

1 practice of optometry. All candidates without discrimination, who
2 shall successfully pass the prescribed examination, shall be registered
3 by the board and shall, upon payment of the proper fee, be issued a
4 license. (~~The optometry board, at its discretion, may waive all or a~~
5 ~~portion of the written examination for any applicant who has~~
6 ~~satisfactorily passed the examination given by the National Board of~~
7 ~~Examiners in Optometry.)) Any license to practice optometry in this
8 state issued by the secretary, and which shall be in full force and
9 effect at the time of passage of this 1975 amendatory act, shall be
10 continued.~~

11 **Sec. 7.** RCW 18.54.070 and 1991 c 3 s 140 are each amended to read
12 as follows:

13 The board has the following powers and duties:

14 (1) (~~The board shall prepare the necessary lists of examination~~
15 ~~questions, conduct examinations, either written or oral or partly~~
16 ~~written and partly oral, and shall certify to the secretary of health~~
17 ~~all lists, signed by all members conducting the examination, of all~~
18 ~~applicants for licenses who have successfully passed the examination~~
19 ~~and a separate list of all applicants for licenses who have failed to~~
20 ~~pass the examination, together with a copy of all examination questions~~
21 ~~used, and the written answers to questions on written examinations~~
22 ~~submitted by each of the applicants.)) To develop and administer, or
23 approve, or both, a licensure examination. The board may approve an
24 examination prepared or administered by a private testing agency or
25 association of licensing authorities.~~

26 (2) The board shall adopt rules and regulations to promote safety,
27 protection and the welfare of the public, to carry out the purposes of
28 this chapter, to aid the board in the performance of its powers and
29 duties, and to govern the practice of optometry.

30 **Sec. 8.** RCW 18.64A.020 and 1977 ex.s. c 101 s 2 are each amended
31 to read as follows:

32 (1) The board shall adopt, in accordance with chapter 34.05 RCW,
33 rules (~~and regulations~~) fixing the classification and qualifications
34 and the educational and training requirements for persons who may be
35 employed as pharmacy assistants or who may be enrolled in any pharmacy
36 assistant training program. Such (~~regulations~~) rules shall provide
37 that:

1 (a) Licensed pharmacists shall supervise the training of pharmacy
2 assistants; and

3 (b) Training programs shall assure the competence of pharmacy
4 assistants to aid and assist pharmacy operations. Training programs
5 shall consist of instruction and/or practical training.

6 Such rules may include successful completion of examinations for
7 applicants for pharmacy assistant certificates. If such examination
8 rules are adopted, the board shall prepare or determine the nature of,
9 and supervise the grading of the examinations. The board may approve
10 an examination prepared or administered by a private testing agency or
11 association of licensing authorities.

12 (2) The board may disapprove or revoke approval of any training
13 program for failure to conform to board rules ((and regulations)). In
14 the case of the disapproval or revocation of approval of a training
15 program by the board, a hearing shall be conducted in accordance with
16 RCW 18.64.160 ((as now or hereafter amended)), and appeal may be taken
17 in accordance with the Administrative Procedure Act, chapter 34.05 RCW.

18 **Sec. 9.** RCW 18.74.023 and 1991 c 12 s 3 and 1991 c 3 s 175 are
19 each reenacted and amended to read as follows:

20 The board has the following powers and duties:

21 (1) To develop and administer, or approve, or both, examinations to
22 applicants for a license under this chapter.

23 (2) To pass upon the qualifications of applicants for a license and
24 to certify to the secretary duly qualified applicants.

25 (3) To make such rules not inconsistent with the laws of this state
26 as may be deemed necessary or proper to carry out the purposes of this
27 chapter.

28 (4) To establish and administer requirements for continuing
29 competency, which shall be a prerequisite to renewing a license under
30 this chapter.

31 (5) To keep an official record of all its proceedings, which record
32 shall be evidence of all proceedings of the board which are set forth
33 therein.

34 (6) To adopt rules not inconsistent with the laws of this state,
35 when it deems appropriate, in response to questions put to it by
36 professional health associations, physical therapists, and consumers in
37 this state concerning the authority of physical therapists to perform
38 particular acts.

1 **Sec. 10.** RCW 18.74.035 and 1991 c 3 s 176 are each amended to read
2 as follows:

3 All qualified applicants for a license as a physical therapist
4 shall be examined by the board at such time and place as the board may
5 determine. The board may approve an examination prepared or
6 administered by a private testing agency or association of licensing
7 authorities. The examination shall embrace the following subjects:
8 The applied sciences of anatomy, neuroanatomy, kinesiology, physiology,
9 pathology, psychology, physics; physical therapy, as defined in this
10 chapter, applied to medicine, neurology, orthopedics, pediatrics,
11 psychiatry, surgery; medical ethics; technical procedures in the
12 practice of physical therapy as defined in this chapter; and such other
13 subjects as the board may deem useful to test the applicant's fitness
14 to practice physical therapy, but not including the adjustment or
15 manipulation of the spine or use of a thrusting force as mobilization.
16 Examinations shall be held within the state at least once a year, at
17 such time and place as the board shall determine. An applicant who
18 fails an examination may apply for reexamination upon payment of a
19 reexamination fee determined by the secretary.

20 **Sec. 11.** RCW 18.83.070 and 1984 c 279 s 80 are each amended to
21 read as follows:

22 An applicant for a license as "psychologist" must submit proof to
23 the board that:

24 (1) The applicant is of good moral character.

25 (2) The applicant holds a doctoral degree from a regionally
26 accredited institution, obtained from an integrated program of graduate
27 study in psychology as defined by rules of the board.

28 (3) The applicant has had no fewer than two years of supervised
29 experience, at least one of which shall have been obtained subsequent
30 to the granting of the doctoral degree. The board shall adopt rules
31 defining the circumstances under which supervised experience shall
32 qualify the candidate for licensure.

33 (4) The applicant has passed the written ~~((and))~~ or oral
34 examinations, or both, as prescribed by the board.

35 Any person holding a valid license to practice psychology in the
36 state of Washington on June 7, 1984, shall be considered licensed under
37 this chapter.

1 **Sec. 12.** RCW 18.83.072 and 1991 c 3 s 198 are each amended to read
2 as follows:

3 (1) Examination of applicants shall be held in Olympia, Washington,
4 or at such other place as designated by the secretary, at least
5 annually at such times as the board may determine.

6 (2) Any applicant shall have the right to discuss with the board
7 his or her performance on the examination.

8 (3) Any applicant who fails to make a passing grade on the
9 examination may be allowed to retake the examination. Any applicant
10 who fails the examination a second time must obtain special permission
11 from the board to take the examination again.

12 (4) The reexamination fee shall be the same as the application fee
13 set forth in RCW 18.83.060.

14 (5) The board may approve an examination prepared or administered
15 by a private testing agency or association of licensing authorities.

16 **Sec. 13.** RCW 18.92.030 and 1993 c 78 s 3 are each amended to read
17 as follows:

18 The board shall ~~((prepare examination questions, conduct~~
19 ~~examinations, and grade the answers of applicants))~~ develop and
20 administer, or approve, or both, a licensure examination in the
21 subjects determined by the board to be essential to the practice of
22 veterinary medicine, surgery, and dentistry. The board may approve an
23 examination prepared or administered by a private testing agency or
24 association of licensing authorities. The board, under chapter 34.05
25 RCW, may adopt rules necessary to carry out the purposes of this
26 chapter, including the performance of the duties and responsibilities
27 of animal technicians and veterinary medication clerks. The rules
28 shall be adopted in the interest of good veterinary health care
29 delivery to the consuming public and shall not prevent animal
30 technicians from inoculating an animal. The board also has the power
31 to adopt by rule standards prescribing requirements for veterinary
32 medical facilities and fixing minimum standards of continuing
33 veterinary medical education.

34 The department is the official office of record.

35 **Sec. 14.** RCW 18.92.100 and 1991 c 3 s 243 are each amended to read
36 as follows:

1 Examinations for license to practice veterinary medicine, surgery
2 and dentistry shall be held at least once each year at such times and
3 places as the secretary may authorize and direct. ((Said)) The
4 examination(~~(, which shall be conducted in the English language)~~) shall
5 be(~~(, in whole or in part, in writing)~~) on ~~((the following))~~
6 subjects(~~(:— Veterinary anatomy, surgery, obstetrics, pathology,~~
7 ~~chemistry, hygiene, veterinary diagnosis, materia medica, therapeutics,~~
8 ~~parasitology, physiology, sanitary medicine, and such other subjects~~
9 ~~which)) that are ordinarily included in the curricula of veterinary
10 colleges(~~(, as the board may prescribe)~~). All examinees shall be
11 tested by written examination, supplemented by such oral interviews and
12 practical demonstrations as the board deems necessary. ~~((The board may~~
13 ~~accept the examinee's results on the National Board of Veterinary~~
14 ~~Examiners in lieu of the written portion of the state examination.))~~~~

15 **Sec. 15.** RCW 18.108.030 and 1987 c 443 s 3 are each amended to
16 read as follows:

17 (1) No person may practice or represent himself or herself as a
18 massage practitioner without first applying for and receiving from the
19 department a license to practice.

20 (2) A person represents himself or herself as a massage
21 practitioner when the person adopts or uses any title or any
22 description of services that incorporates one or more of the following
23 terms or designations: Massage, massage practitioner, massage
24 therapist, massage therapy, therapeutic massage, massage technician,
25 massage technology, massagist, masseur, masseuse, myotherapist or
26 myotherapy, touch therapist, reflexologist, ~~((accupressurist))~~
27 acupressurist, body therapy or body therapist, or any derivation of
28 those terms that implies a massage technique or method.

29 **Sec. 16.** RCW 18.108.050 and 1987 c 443 s 5 are each amended to
30 read as follows:

31 This chapter does not apply to:

32 (1) An individual giving massage to members of his or her immediate
33 family;

34 (2) The practice of a profession by individuals who are licensed,
35 certified, or registered under other laws of this state and who are
36 performing services within their authorized scope of practice;

1 (3) Massage practiced at the athletic department of any institution
2 maintained by the public funds of the state, or any of its political
3 subdivisions;

4 (4) Massage practiced at the athletic department of any school or
5 college approved by the department by rule using recognized national
6 professional standards;

7 (5) Students enrolled in an approved massage school, approved
8 program, or approved apprenticeship program, practicing massage
9 techniques, incidental to the massage school or program and supervised
10 by the approved school or program. Students must identify themselves
11 as a student when performing massage services on members of the public.
12 Students may not be compensated for the massage services they provide.

13 **Sec. 17.** RCW 18.108.073 and 1991 c 3 s 258 are each amended to
14 read as follows:

15 (1) The date and location of the examination shall be established
16 by the secretary. Applicants who demonstrate to the secretary's
17 satisfaction that the following requirements have been met shall be
18 scheduled for the next examination following the filing of the
19 application:

20 (a) Effective June 1, 1988, successful completion of a course of
21 study in an approved massage program; or

22 (b) Effective June 1, 1988, successful completion of an
23 apprenticeship program established by the board; and

24 (c) Be eighteen years of age or older.

25 In addition, the secretary shall establish a deadline for receipt
26 of completed and approved applications ((shall be received sixty days
27 before the scheduled examination)).

28 (2) The board or its designee shall examine each applicant in a
29 written ((and practical)) examination determined most effective on
30 subjects appropriate to the massage scope of practice. The subjects
31 may include anatomy, kinesiology, physiology, pathology, principles of
32 human behavior, massage theory and practice, hydrotherapy, hygiene,
33 first aid, Washington law pertaining to the practice of massage, and
34 such other subjects as the board may deem useful to test applicant's
35 fitness to practice massage therapy. Such examinations shall be
36 limited in purpose to determining whether the applicant possesses the
37 minimum skill and knowledge necessary to practice competently.

1 (3) (~~The examination papers, all grading of examinations, and the~~
2 ~~grading of any practical work,)~~ All records of a candidate's
3 performance shall be preserved for a period of not less than one year
4 after the board has made and published decisions thereupon. All
5 examinations shall be conducted by the board under fair and impartial
6 methods as determined by the secretary.

7 (4) An applicant who fails to make the required grade in the first
8 examination is entitled to take up to two additional examinations upon
9 the payment of a fee for each subsequent examination determined by the
10 secretary as provided in RCW 43.70.250. Upon failure of three
11 examinations, the secretary may invalidate the original application and
12 require such remedial education as is required by the board before
13 admission to future examinations.

14 (5) The board may approve an examination prepared or administered,
15 or both, by a private testing agency or association of licensing boards
16 for use by an applicant in meeting the licensing requirement.

17 **Sec. 18.** RCW 18.30.020 and 1995 c 1 s 3 (Initiative Measure No.
18 607) are each amended to read as follows:

19 (1) Before making and fitting a denture, a denturist shall examine
20 the patient's oral cavity.

21 (a) If the examination gives the denturist reasonable cause to
22 believe that there is an abnormality or disease process that requires
23 medical or dental treatment, the denturist shall immediately refer the
24 patient to a dentist or physician. In such cases, the denturist shall
25 take no further action to manufacture or place a denture until the
26 patient has been examined by a dentist or physician and the dentist or
27 physician gives written clearance that the denture will pose no threat
28 to the patient's health.

29 (b) If the examination reveals the need for tissue or teeth
30 modification in order to assure proper fit of a full or partial
31 denture, the denturist shall refer the patient to a dentist and assure
32 that the modification has been completed before taking an impression
33 for the completion of the denture.

34 (2) A denturist who makes or places a denture in a manner not
35 consistent with this section is subject to the sanctions provided in
36 chapter 18.130 RCW, the uniform disciplinary act.

37 (3) A denturist must successfully complete special training in oral
38 pathology prescribed by the (~~board~~) secretary, whether as part of an

1 approved associate degree program or equivalent training, and pass an
2 examination prescribed by the (~~board~~) secretary, which may be a part
3 of the examination for licensure to become a licensed denturist.

4 **Sec. 19.** RCW 18.30.080 and 1995 c 1 s 9 (Initiative Measure No.
5 607) are each amended to read as follows:

6 The secretary shall:

7 (1) In consultation with the board, determine the qualifications of
8 persons applying for licensure under this chapter;

9 (2) In consultation with the board, prescribe, administer, and
10 determine the requirements for examinations under this chapter and
11 establish a passing grade for licensure under this chapter;

12 (3) In consultation with the board, adopt rules under chapter 34.05
13 RCW to carry out the provisions of this chapter;

14 (4) In consultation with the board, set all licensure, examination,
15 and renewal fees in accordance with RCW 43.70.250;

16 (5) Evaluate and designate those schools from which graduation will
17 be accepted as proof of an applicant's completion of course work
18 requirements for licensure;

19 (6) Act as the disciplining authority under this chapter in
20 accordance with the uniform disciplinary act, chapter 18.130 RCW, which
21 governs unlicensed practice, the issuance and denial of licenses, and
22 the disciplining of license holders under this chapter;

23 (7) Issue licenses for the practice of denturism under this
24 chapter;

25 (~~(+2)~~) (8) Administer oaths and subpoena witnesses for the purpose
26 of carrying out the activities authorized under this chapter;

27 (~~(+3)~~) (9) Establish forms and procedures necessary to administer
28 this chapter;

29 (~~(+4)~~) (10) Hire clerical, administrative, investigative, and
30 other staff as needed to implement this chapter and act on behalf of
31 the board and the secretary; and

32 (~~(+5)~~) (11) Issue licenses of endorsement for applicants from
33 states (~~that maintain standards of practice~~) with substantially
34 equivalent licensing standards to this state.

35 **Sec. 20.** RCW 18.30.090 and 1995 c 1 s 10 (Initiative Measure No.
36 607) are each amended to read as follows:

1 The secretary shall issue a license to practice denturism to an
2 applicant who submits a completed application, pays the appropriate
3 fees, and meets the following requirements:

4 (1) A person currently licensed to practice denturism under
5 statutory provisions of another state (~~(or federal enclave that~~
6 ~~maintains standards of practice))~~ with substantially equivalent
7 licensing standards to this chapter shall be licensed without
8 examination upon providing the department with the following:

9 (a) Proof of successfully passing a written and clinical
10 examination for denturism in a state that the ((~~board~~)) secretary has
11 determined has substantially equivalent standards as those in this
12 chapter in both the written and clinical examinations; and

13 (b) An affidavit from the state agency where the person is licensed
14 or certified attesting to the fact of the person's licensure or
15 certification.

16 (2) A person graduating from a formal denturism program shall be
17 licensed if he or she:

18 (a) Documents successful completion of formal training with a major
19 course of study in denturism of not less than two years in duration at
20 an educational institution recognized by the ((~~board~~)) secretary; and

21 (b) Passes a written and clinical examination approved by the
22 ((~~board~~)) secretary.

23 (3) An applicant who does not otherwise qualify under subsection
24 (1) or (2) of this section shall be licensed within two years of
25 December 8, 1994, if he or she:

26 (a) Provides to the ((~~board~~)) secretary three affidavits by persons
27 other than family members attesting to the applicant's employment in
28 denture technology for at least five years, or provides documentation
29 of at least four thousand hours of practical work within denture
30 technology;

31 (b) Provides documentation of successful completion of a training
32 course approved by the ((~~board~~)) secretary or completion of an
33 equivalent course approved by the ((~~board~~)) secretary; and

34 (c) Passes a written and clinical examination administered by the
35 ((~~board~~)) secretary.

36 **Sec. 21.** RCW 18.30.100 and 1995 c 1 s 11 (Initiative Measure No.
37 607) are each amended to read as follows:

1 The ((board)) secretary shall administer the examinations for
2 licensing under this chapter, subject to the following requirements:

3 (1) Examinations shall determine the qualifications, fitness, and
4 ability of the applicant to practice denturism. The test shall include
5 a written examination and a practical demonstration of skills.

6 (2) Examinations shall be held at least annually.

7 (3) The first examination shall be conducted not later than July 1,
8 1995.

9 (4) The written examination shall cover the following subjects:

10 (a) Head and oral anatomy and physiology; (b) oral pathology; (c)
11 partial denture construction and design; (d) microbiology; (e) clinical
12 dental technology; (f) dental laboratory technology; (g) clinical
13 jurisprudence; (h) asepsis; (i) medical emergencies; and (j)
14 cardiopulmonary resuscitation.

15 (5) Upon payment of the appropriate fee, an applicant who fails
16 either the written or practical examination may have additional
17 opportunities to take the portion of the examination that he or she
18 failed.

19 The ((board or)) secretary may hire trained persons licensed under
20 this chapter to prepare, administer, and grade the examinations or may
21 contract with regional examiners who meet qualifications adopted by the
22 ((board)) secretary.

23 **Sec. 22.** RCW 18.30.110 and 1995 c 1 s 12 (Initiative Measure No.
24 607) are each amended to read as follows:

25 The department shall charge and collect the fees established by the
26 ((board)) secretary. Fees collected shall be placed in the health
27 professions account under RCW 43.70.320.

28 **Sec. 23.** RCW 18.30.130 and 1995 c 1 s 14 (Initiative Measure No.
29 607) are each amended to read as follows:

30 The ((board)) secretary shall establish by rule the administrative
31 requirements for renewal of licenses to practice denturism, but shall
32 not increase the licensure requirements provided in this chapter. The
33 ((board)) secretary shall establish a renewal and late renewal penalty
34 in accordance with RCW 43.70.250. Failure to renew shall invalidate
35 the license and all privileges granted by the license. The ((board))
36 secretary shall determine by rule whether a license shall be canceled

1 for failure to renew and shall establish procedures and prerequisites
2 for relicensure.

3 **Sec. 24.** RCW 18.30.140 and 1995 c 1 s 15 (Initiative Measure No.
4 607) are each amended to read as follows:

5 (1) An individual may place his or her license on inactive status.
6 The holder of an inactive license shall not practice denturism in this
7 state without first activating the license.

8 (2) The inactive renewal fee shall be established by the ((board))
9 secretary. Failure to renew an inactive license shall result in
10 cancellation in the same manner as failure to renew an active license
11 results in cancellation.

12 (3) An inactive license may be placed in an active status upon
13 compliance with rules established by the ((board)) secretary.

14 (4) The provisions relating to denial, suspension, and revocation
15 of a license are applicable to an inactive license, except that when
16 proceedings to suspend or revoke an inactive license have been
17 initiated, the license shall remain inactive until the proceedings have
18 been completed.

19 NEW SECTION. **Sec. 25.** RCW 18.30.070 and 1995 c 1 s 8 (Initiative
20 Measure No. 607) are each repealed.

21 NEW SECTION. **Sec. 26.** A new section is added to chapter 18.130
22 RCW to read as follows:

23 The secretary of health shall review and coordinate all proposed
24 rules, interpretive statements, policy statements, and declaratory
25 orders, as defined in chapter 34.05 RCW, that are proposed for adoption
26 or issuance by any health profession board or commission vested with
27 rule-making authority identified under RCW 18.130.040(2)(b). The
28 secretary shall review the proposed policy statements and declaratory
29 orders against criteria that include the effect of the proposed rule,
30 statement, or order upon existing health care policies and practice of
31 health professionals. Within thirty days of the receipt of a proposed
32 rule, interpretive statement, policy statement, or declaratory order
33 from the originating board or commission, the secretary shall inform
34 the board or commission of the results of the review, and shall provide
35 any comments or suggestions that the secretary deems appropriate.
36 Emergency rule making is not subject to this review process. The

1 secretary is authorized to adopt rules and procedures for the
2 coordination and review under this section.

3 NEW SECTION. **Sec. 27.** Sections 18 through 25 of this act are
4 necessary for the immediate preservation of the public peace, health,
5 or safety, or support of the state government and its existing public
6 institutions, and shall take effect immediately.

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