

SHB 1678 - H AMD 183

By Representative Riccelli

ADOPTED 03/05/2023

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** The legislature finds that good oral
4 health is an integral piece of overall health and well-being. Without
5 treatment, dental disease compromises overall health and requires
6 increasingly costly interventions. However, most dental disease can
7 be prevented at little cost through routine dental care and disease
8 prevention.

9 Dental-related issues are a leading reason that Washingtonians
10 seek care in hospital emergency departments, which has become the
11 source of care for many, especially uninsured and low-income
12 populations.

13 It is the intent of the legislature to expand access to oral
14 health care for all Washingtonians through an evidence-based mid-
15 level dental provider called a dental therapist. Dental therapy is a
16 strategy to address racial and ethnic disparities in health and rural
17 health care access gaps. Dental therapists are also a strategy to
18 increase workforce diversity in health care and expand career
19 opportunities for existing members of the dental care workforce such
20 as dental hygienists.

21 It is the legislature's intent that dental therapists will meet
22 the needs of local communities as they work under the direction of a
23 dentist licensed in accordance with state or federal law. The
24 legislature intends for dental therapists to be incorporated into the
25 dental care workforce and used to effectively treat more patients.

26 It is the intent of the legislature to follow the national
27 commission on dental accreditation's standards for dental therapy
28 education. This will ensure that dental therapists are trained to the
29 highest quality standards and provide state-to-state consistency. It
30 is the intent of the legislature that incorporating the commission on
31 dental accreditation's standards for dental therapy education will

1 pave the way for Washington education institutions to become
2 accredited programs and for students to qualify for financial aid.

3 It is also the intent of the legislature to provide an efficient
4 and reasonable pathway, through a limited license, for federally
5 certified dental health aide therapists or tribally licensed dental
6 therapists to become a Washington state licensed dental therapist.

7 NEW SECTION. **Sec. 2.** The definitions in this section apply
8 throughout this chapter unless the context clearly requires
9 otherwise.

10 (1) "Close supervision of a dentist" means that a supervising
11 dentist:

12 (a) Has personally examined and diagnosed the patient and has
13 personally authorized the procedures to be performed;

14 (b) Is continuously on-site while the procedure in question is
15 being performed; and

16 (c) Is capable of responding immediately in the event of an
17 emergency.

18 (2) "Committee" means the dental hygiene examining committee
19 established in chapter 18.29 RCW.

20 (3) "Dental therapist" means a person licensed to practice dental
21 therapy under this chapter.

22 (4) "Dental therapy" means the services and procedures specified
23 in section 6 of this act.

24 (5) "Dentist" means a person licensed to practice dentistry under
25 chapter 18.32 RCW or exempt from such licensure pursuant to Title 25
26 U.S.C. Sec. 1621t of the Indian health care improvement act.

27 (6) "Denturist" means a person licensed to engage in the practice
28 of denturism under chapter 18.30 RCW.

29 (7) "Department" means the department of health.

30 (8) "Off-site supervision" means supervision that does not
31 require the dentist to be personally on-site when services are
32 provided or to previously examine or diagnose the patient.

33 (9) "Practice plan contract" means a document that is signed by a
34 dentist and a dental therapist and outlines the functions the dentist
35 authorizes the dental therapist to perform and the level and type of
36 dentist supervision that is required.

37 (10) "Secretary" means the secretary of health.

1 NEW SECTION. **Sec. 3.** No person may practice dental therapy or
2 represent himself or herself as a dental therapist without being
3 licensed by the department under this chapter. Every person licensed
4 to practice dental therapy in this state shall renew their license
5 and comply with administrative procedures, administrative
6 requirements, continuing education requirements, and fees provided in
7 RCW 43.70.250 and 43.70.280. The department shall establish by rule
8 mandatory continuing education requirements to be met by dental
9 therapists applying for license renewal.

10 NEW SECTION. **Sec. 4.** (1) The department shall issue a license
11 to practice as a dental therapist to any applicant who:

12 (a) Pays any applicable fees established by the secretary under
13 RCW 43.70.110 and 43.70.250;

14 (b) Except as provided in subsection (2) of this section,
15 successfully completes a dental therapist program that is accredited
16 or has received initial accreditation by the American dental
17 association's commission on dental accreditation;

18 (c) Passes an examination approved by the committee; and

19 (d) Submits, on forms provided by the secretary, the applicant's
20 name, address, and other applicable information as determined by the
21 secretary.

22 (2) Applicants who successfully completed a dental therapist
23 program before September 30, 2022, that was not accredited by the
24 American dental association's commission on dental accreditation but
25 that the committee determines is substantially equivalent to an
26 accredited education program meet the criteria described in
27 subsection (1)(b) of this section if the applicant also, has proof of
28 at least 400 preceptorship hours under the close supervision of a
29 dentist.

30 (3) When considering and approving the exam under subsection
31 (1)(c) of this section, the committee must consult with tribes that
32 license dental health aide therapists and with dental therapy
33 education programs located in this state.

34 (4) The secretary in consultation with the committee must
35 establish by rule the procedures to implement this section.

36 NEW SECTION. **Sec. 5.** An applicant holding a valid license and
37 currently engaged in practice in another state may be granted a
38 license without examination required by this chapter, on the payment

1 of any required fees, if the secretary determines that the other
2 state's licensing standards are substantively equivalent to the
3 standards in this state: PROVIDED, That the secretary may require the
4 applicant to: (1) File with the secretary documentation certifying
5 the applicant is licensed to practice in another state; and (2)
6 provide information as the secretary deems necessary pertaining to
7 the conditions and criteria of the uniform disciplinary act, chapter
8 18.130 RCW, and to demonstrate to the secretary a knowledge of
9 Washington law pertaining to the practice of dental therapy.

10 NEW SECTION. **Sec. 6.** (1) Subject to the limitations in this
11 section, a licensed dental therapist may provide the following
12 services and procedures under the supervision of a licensed dentist
13 as provided under section 7 of this act and to the extent the
14 supervising dentist authorizes the service or procedure to be
15 provided by the dental therapist:

- 16 (a) Oral health instruction and disease prevention education,
17 including nutritional counseling and dietary analysis;
- 18 (b) Comprehensive charting of the oral cavity;
- 19 (c) Making radiographs;
- 20 (d) Mechanical polishing;
- 21 (e) Prophylaxis;
- 22 (f) Periodontal scaling and root planing;
- 23 (g) Application of topical preventative or prophylactic agents,
24 including fluoride and pit and fissure sealants;
- 25 (h) Pulp vitality testing;
- 26 (i) Application of desensitizing medication or resin;
- 27 (j) Fabrication of athletic mouth guards;
- 28 (k) Placement of temporary restorations;
- 29 (l) Fabrication of soft occlusal guards;
- 30 (m) Tissue conditioning and soft reline;
- 31 (n) Atraumatic restorative therapy and interim restorative
32 therapy;
- 33 (o) Dressing changes;
- 34 (p) Administration of local anesthetic;
- 35 (q) Administration of nitrous oxide;
- 36 (r) Emergency palliative treatment of dental pain limited to the
37 procedures in this section;
- 38 (s) The placement and removal of space maintainers;
- 39 (t) Cavity preparation;

- 1 (u) Restoration of primary and permanent teeth;
- 2 (v) Placement of temporary crowns;
- 3 (w) Preparation and placement of preformed crowns for patients 18
4 years of age or older;
- 5 (x) Indirect and direct pulp capping on primary and permanent
6 teeth;
- 7 (y) Stabilization of reimplanted teeth;
- 8 (z) Extractions of primary teeth;
- 9 (aa) Suture removal;
- 10 (bb) Brush biopsies;
- 11 (cc) Minor adjustments and repairs on removable prostheses;
- 12 (dd) Recementing of permanent crowns;
- 13 (ee) Oral evaluation and assessment of dental disease and the
14 formulation of an individualized treatment plan. When possible, a
15 dental therapist must collaborate with the supervising dentist to
16 formulate a patient's individualized treatment plan;
- 17 (ff) Identification of oral and systemic conditions requiring
18 evaluation and treatment by a dentist, physician, or other health
19 care provider, and management of referrals;
- 20 (gg) The supervision of expanded function dental auxiliaries and
21 dental assistants. However, a dental therapist may supervise no more
22 than a total of three expanded function dental auxiliaries and dental
23 assistants at any one time in any one practice setting. A dental
24 therapist may not supervise an expanded function dental auxiliary or
25 dental assistant with respect to tasks that the dental therapist is
26 not authorized to perform;
- 27 (hh) Nonsurgical extractions of erupted permanent teeth under
28 limited conditions; and
- 29 (ii) The dispensation and oral administration of drugs pursuant
30 to subsection (2) of this section.
- 31 (2)(a) A dental therapist may dispense and orally administer the
32 following drugs within the parameters of the practice plan contract
33 established in section 7 of this act: Nonnarcotic analgesics, anti-
34 inflammatory, preventive agents, and antibiotics.
- 35 (b) The authority to dispense and orally administer drugs extends
36 only to the drugs identified in this subsection and may be further
37 limited by the practice plan contract.
- 38 (c) The authority to dispense includes the authority to dispense
39 sample drugs within the categories established in this subsection if
40 the dispensing is permitted under the practice plan contract.

1 (d) A dental therapist may not dispense or administer narcotic
2 drugs as defined in chapter 69.50 RCW.

3 (e) A dental therapist does not have the authority to prescribe
4 drugs.

5 (3) A dental therapist may only provide services and procedures
6 in which they have been educated.

7 (4) A dental therapist may not provide any service or procedure
8 that is not both authorized by this section and been authorized by
9 the supervising dentist via inclusion in the dental therapist's
10 practice plan contract.

11 NEW SECTION. **Sec. 7.** (1) A dental therapist may only practice
12 dental therapy under the supervision of a dentist and pursuant to a
13 written practice plan contract with the supervising dentist. A dental
14 therapist may not practice independently. In circumstances authorized
15 by the supervising dentist in the written practice plan contract, a
16 dental therapist may provide services under off-site supervision. The
17 contract must, at a minimum, contain the following elements:

18 (a) The level of supervision required and circumstances when the
19 prior knowledge and consent of the supervising dentist is required;

20 (b) Practice settings where services and procedures may be
21 provided;

22 (c) Any limitations on the services or procedures the dental
23 therapist may provide;

24 (d) Age and procedure-specific practice protocols, including case
25 selection criteria, assessment guidelines, and imaging frequency;

26 (e) Procedures for creating and maintaining dental records for
27 patients treated by the dental therapist;

28 (f) A plan to manage medical emergencies in each practice setting
29 where the dental therapist provides care;

30 (g) A quality assurance plan for monitoring care provided by the
31 dental therapist or, including patient care review, referral follow-
32 up, and a quality assurance chart review;

33 (h) Protocols for administering and dispensing medications,
34 including the specific circumstances under which the medications may
35 be dispensed and administered;

36 (i) Criteria relating to the provision of care to patients with
37 specific medical conditions or complex medical histories, including
38 requirements for consultation prior to the initiation of care; and

1 (j) Specific written protocols governing situations where the
2 dental therapist encounters a patient requiring treatment that
3 exceeds the dental therapist's scope of practice or capabilities and
4 protocols for referral of patients requiring evaluation and treatment
5 by dentists, denturists, physicians, advanced registered nurse
6 practitioners, or other health care providers.

7 (2) The dental therapist shall accept responsibility for all
8 services and procedures provided by the dental therapist or any
9 auxiliary dental providers the dental therapist is supervising
10 pursuant to the practice plan contract.

11 (3) A supervising dentist licensed under chapter 18.32 RCW who
12 knowingly permits a dental therapist to provide a service or
13 procedure that is not authorized in the practice plan contract, or
14 any dental therapist who provides a service or procedure that is not
15 authorized in the practice plan contract, commits unprofessional
16 conduct for purposes of chapter 18.130 RCW.

17 (4) A dentist who enters into a written practice plan contract
18 with a dental therapist shall:

19 (a) Directly provide or arrange for another dentist, denturist,
20 or specialist to provide any necessary advanced procedures or
21 services needed by the patient or any treatment that exceeds the
22 dental therapist's scope of practice or capabilities;

23 (b) Ensure that he or she or another dentist is available to the
24 dental therapist for timely communication during treatment if needed.

25 (5) A dental therapist shall perform only those services
26 authorized by the supervising dentist and written practice plan
27 contract and shall maintain an appropriate level of contact with the
28 supervising dentist.

29 (6) A supervising dentist may supervise no more than a total of
30 five dental therapists at any one time.

31 (7) Practice plan contracts must be signed and maintained by both
32 the supervising dentist and the dental therapist.

33 (8) A dental therapist must submit a signed copy of the practice
34 plan contract to the secretary at the time of licensure renewal. If
35 the practice plan contract is revised in between license renewal, a
36 signed copy of the revised practice plan contract must be submitted
37 as soon as practicable after the revision is made.

38 NEW SECTION. **Sec. 8.** Nothing in this chapter prohibits or
39 affects:

1 (1) The practice of dental therapy by an individual otherwise
2 licensed under this title and performing services within his or her
3 scope of practice;

4 (2) The practice of dental therapy in the discharge of official
5 duties on behalf of the United States government including, but not
6 limited to, the armed forces, coast guard, public health service,
7 veterans' bureau, or bureau of Indian affairs;

8 (3) The practice of dental therapy pursuant to an education
9 program described in section 4 of this act;

10 (4) The practice of dental therapy under the supervision of a
11 dentist necessary to meet the clinical experience or preceptorship
12 requirements of section 4 of this act; or

13 (5) The practice of federally certified dental health aide
14 therapists or tribally licensed dental health aide therapists as
15 authorized under chapter 70.350 RCW.

16 NEW SECTION. **Sec. 9.** (1) A dental therapist may practice only
17 in federally qualified health centers, tribal federally qualified
18 health centers, and federally qualified health center look-alikes.

19 (2) For purposes of this section, a "tribal federally qualified
20 health center" means a tribal facility operating in accordance with
21 Title XIX Sec. 1905(1)(2)(B) of the social security act and the
22 Indian self-determination and education assistance act (P.L. 93-638)
23 and that enrolls in Washington medicaid as a tribal federally
24 qualified health center.

25 NEW SECTION. **Sec. 10.** The uniform disciplinary act, chapter
26 18.130 RCW, governs the issuance and denial of licenses, unlicensed
27 practice, and the discipline of persons licensed under this chapter.
28 The dental quality assurance commission is the disciplining authority
29 under this chapter.

30 NEW SECTION. **Sec. 11.** (1) The department shall issue a limited
31 license to any applicant who, as determined by the secretary:

32 (a) Holds a valid license, certification, or recertification in
33 another state, Canadian province, or has been certified or licensed
34 by a federal or tribal governing board in the previous two years,
35 that allows a substantially equivalent, but not the entire scope of
36 practice in section 6 of this act;

1 (b) Is currently engaged in active practice in another state,
2 Canadian province, or tribe;

3 (c) Files with the secretary documentation certifying that the
4 applicant:

5 (i) (A) Has graduated from a dental therapy school accredited by
6 the commission on dental accreditation; or

7 (B) Has graduated from a dental therapy education program before
8 September 30, 2022, that the dental hygiene examining committee
9 determines is substantially equivalent to an accredited education
10 program; and

11 (ii) Is licensed or certified to practice in another state or
12 Canadian province, or has been certified or licensed by a federal or
13 tribal governing board in the previous two years;

14 (d) Provides such information as the secretary deems necessary
15 pertaining to the conditions and criteria of the uniform disciplinary
16 act, chapter 18.130 RCW;

17 (e) Demonstrates to the secretary knowledge of Washington state
18 law pertaining to the practice of dental therapy; and

19 (f) Pays any required fees.

20 (2) A person practicing with a limited license granted under this
21 section has the authority to perform only those dental therapy
22 procedures in section 6 of this act that he or she was licensed or
23 certified to practice in their previous state, tribe, or Canadian
24 province.

25 (3) Upon demonstration of competency in all procedures in section
26 6 of this act, the limited license holder may apply for licensure as
27 a dental therapist under section 4 of this act.

28 (4) The department may adopt rules necessary to implement and
29 administer this section.

30 **Sec. 12.** RCW 18.32.030 and 2017 c 5 s 5 are each amended to read
31 as follows:

32 The following practices, acts, and operations are excepted from
33 the operation of the provisions of this chapter:

34 (1) The rendering of dental relief in emergency cases in the
35 practice of his or her profession by a physician or surgeon, licensed
36 as such and registered under the laws of this state, unless the
37 physician or surgeon undertakes to or does reproduce lost parts of
38 the human teeth in the mouth or to restore or to replace in the human
39 mouth lost or missing teeth;

1 (2) The practice of dentistry in the discharge of official duties
2 by dentists in the United States federal services on federal
3 reservations, including but not limited to the armed services, coast
4 guard, public health service, veterans' bureau, or bureau of Indian
5 affairs;

6 (3) Dental schools or colleges approved under RCW 18.32.040, and
7 the practice of dentistry by students in accredited dental schools or
8 colleges approved by the commission, when acting under the direction
9 and supervision of Washington state-licensed dental school faculty;

10 (4) The practice of dentistry by licensed dentists of other
11 states or countries while appearing as clinicians at meetings of the
12 Washington state dental association, or component parts thereof, or
13 at meetings sanctioned by them, or other groups approved by the
14 commission;

15 (5) The use of roentgen and other rays for making radiographs or
16 similar records of dental or oral tissues, under the supervision of a
17 licensed dentist or physician;

18 (6) The making, repairing, altering, or supplying of artificial
19 restorations, substitutions, appliances, or materials for the
20 correction of disease, loss, deformity, malposition, dislocation,
21 fracture, injury to the jaws, teeth, lips, gums, cheeks, palate, or
22 associated tissues or parts; providing the same are made, repaired,
23 altered, or supplied pursuant to the written instructions and order
24 of a licensed dentist which may be accompanied by casts, models, or
25 impressions furnished by the dentist, and the prescriptions shall be
26 retained and filed for a period of not less than three years and
27 shall be available to and subject to the examination of the secretary
28 or the secretary's authorized representatives;

29 (7) The removal of deposits and stains from the surfaces of the
30 teeth, the application of topical preventative or prophylactic
31 agents, and the polishing and smoothing of restorations, when
32 performed or prescribed by a dental hygienist licensed under the laws
33 of this state;

34 (8) A qualified and licensed physician and surgeon or osteopathic
35 physician and surgeon extracting teeth or performing oral surgery
36 pursuant to the scope of practice under chapter 18.71 or 18.57 RCW;

37 (9) The performing of dental operations or services by registered
38 dental assistants and licensed expanded function dental auxiliaries
39 holding a credential issued under chapter 18.260 RCW when performed
40 under the supervision of a licensed dentist, by dental therapists

1 licensed under chapter 18.--- RCW (the new chapter created in section
2 22 of this act), or by other persons not licensed under this chapter
3 if the person is licensed pursuant to chapter 18.29, 18.57, 18.71, or
4 18.79 RCW as it applies to registered nurses and advanced registered
5 nurse practitioners, each while acting within the scope of the
6 person's permitted practice under the person's license: PROVIDED
7 HOWEVER, That such persons shall in no event perform the following
8 dental operations or services unless permitted to be performed by the
9 person under this chapter or chapters 18.29, 18.57, 18.71, 18.79 as
10 it applies to registered nurses and advanced registered nurse
11 practitioners, and 18.260 RCW:

12 (a) Any removal of or addition to the hard or soft tissue of the
13 oral cavity;

14 (b) Any diagnosis of or prescription for treatment of disease,
15 pain, deformity, deficiency, injury, or physical condition of the
16 human teeth or jaws, or adjacent structure;

17 (c) Any administration of general or injected local anaesthetic
18 of any nature in connection with a dental operation, including
19 intravenous sedation;

20 (d) Any oral prophylaxis;

21 (e) The taking of any impressions of the teeth or jaw or the
22 relationships of the teeth or jaws, for the purpose of fabricating
23 any intra-oral restoration, appliance, or prosthesis;

24 (10) The performing of dental services described in RCW
25 18.350.040 by dental anesthesia assistants certified under chapter
26 18.350 RCW when working under the supervision and direction of an
27 oral and maxillofacial surgeon or dental anesthesiologist; and

28 (11) The performance of dental health aide therapist services to
29 the extent authorized under chapter 70.350 RCW.

30 **Sec. 13.** RCW 18.32.0351 and 2022 c 240 s 1 are each amended to
31 read as follows:

32 The Washington state dental quality assurance commission is
33 established, consisting of (~~seventeen~~) 19 members each appointed by
34 the governor to a four-year term. No member may serve more than two
35 consecutive full terms. Members of the commission hold office until
36 their successors are appointed. All members shall be appointed to
37 full four-year terms. Twelve members of the commission must be
38 dentists, two members must be dental therapists licensed under
39 chapter 18.--- RCW (the new chapter created in section 22 of this

1 act), two members must be expanded function dental auxiliaries
2 licensed under chapter 18.260 RCW, and three members must be public
3 members.

4 **Sec. 14.** RCW 18.120.020 and 2020 c 80 s 22 are each amended to
5 read as follows:

6 The definitions in this section apply throughout this chapter
7 unless the context clearly requires otherwise.

8 (1) "Applicant group" includes any health professional group or
9 organization, any individual, or any other interested party which
10 proposes that any health professional group not presently regulated
11 be regulated or which proposes to substantially increase the scope of
12 practice of the profession.

13 (2) "Certificate" and "certification" mean a voluntary process by
14 which a statutory regulatory entity grants recognition to an
15 individual who (a) has met certain prerequisite qualifications
16 specified by that regulatory entity, and (b) may assume or use
17 "certified" in the title or designation to perform prescribed health
18 professional tasks.

19 (3) "Grandfather clause" means a provision in a regulatory
20 statute applicable to practitioners actively engaged in the regulated
21 health profession prior to the effective date of the regulatory
22 statute which exempts the practitioners from meeting the prerequisite
23 qualifications set forth in the regulatory statute to perform
24 prescribed occupational tasks.

25 (4) "Health professions" means and includes the following health
26 and health-related licensed or regulated professions and occupations:
27 Podiatric medicine and surgery under chapter 18.22 RCW; chiropractic
28 under chapter 18.25 RCW; dental hygiene under chapter 18.29 RCW;
29 dentistry under chapter 18.32 RCW; denturism under chapter 18.30 RCW;
30 dental anesthesia assistants under chapter 18.350 RCW; dispensing
31 opticians under chapter 18.34 RCW; hearing instruments under chapter
32 18.35 RCW; naturopaths under chapter 18.36A RCW; embalming and
33 funeral directing under chapter 18.39 RCW; midwifery under chapter
34 18.50 RCW; nursing home administration under chapter 18.52 RCW;
35 optometry under chapters 18.53 and 18.54 RCW; ocularists under
36 chapter 18.55 RCW; osteopathic medicine and surgery under chapter
37 18.57 RCW; pharmacy under chapters 18.64 and 18.64A RCW; medicine
38 under chapters 18.71 and 18.71A RCW; emergency medicine under chapter
39 18.73 RCW; physical therapy under chapter 18.74 RCW; practical nurses

1 under chapter 18.79 RCW; psychologists under chapter 18.83 RCW;
2 registered nurses under chapter 18.79 RCW; occupational therapists
3 licensed under chapter 18.59 RCW; respiratory care practitioners
4 licensed under chapter 18.89 RCW; veterinarians and veterinary
5 technicians under chapter 18.92 RCW; massage therapists under chapter
6 18.108 RCW; acupuncturists or acupuncture and Eastern medicine
7 practitioners licensed under chapter 18.06 RCW; persons registered
8 under chapter 18.19 RCW; persons licensed as mental health
9 counselors, marriage and family therapists, and social workers under
10 chapter 18.225 RCW; dietitians and nutritionists certified by chapter
11 18.138 RCW; radiologic technicians under chapter 18.84 RCW; nursing
12 assistants registered or certified under chapter 18.88A RCW;
13 reflexologists certified under chapter 18.108 RCW; medical
14 assistants-certified, medical assistants-hemodialysis technician,
15 medical assistants-phlebotomist, forensic phlebotomist, and medical
16 assistants-registered certified and registered under chapter 18.360
17 RCW; ~~((and))~~ licensed behavior analysts, licensed assistant behavior
18 analysts, and certified behavior technicians under chapter 18.380
19 RCW; and dental therapists licensed under chapter 18.--- RCW (the new
20 chapter created in section 22 of this act).

21 (5) "Inspection" means the periodic examination of practitioners
22 by a state agency in order to ascertain whether the practitioners'
23 occupation is being carried out in a fashion consistent with the
24 public health, safety, and welfare.

25 (6) "Legislative committees of reference" means the standing
26 legislative committees designated by the respective rules committees
27 of the senate and house of representatives to consider proposed
28 legislation to regulate health professions not previously regulated.

29 (7) "License," "licensing," and "licensure" mean permission to
30 engage in a health profession which would otherwise be unlawful in
31 the state in the absence of the permission. A license is granted to
32 those individuals who meet prerequisite qualifications to perform
33 prescribed health professional tasks and for the use of a particular
34 title.

35 (8) "Practitioner" means an individual who (a) has achieved
36 knowledge and skill by practice, and (b) is actively engaged in a
37 specified health profession.

38 (9) "Professional license" means an individual, nontransferable
39 authorization to carry on a health activity based on qualifications
40 which include: (a) Graduation from an accredited or approved program,

1 and (b) acceptable performance on a qualifying examination or series
2 of examinations.

3 (10) "Public member" means an individual who is not, and never
4 was, a member of the health profession being regulated or the spouse
5 of a member, or an individual who does not have and never has had a
6 material financial interest in either the rendering of the health
7 professional service being regulated or an activity directly related
8 to the profession being regulated.

9 (11) "Registration" means the formal notification which, prior to
10 rendering services, a practitioner shall submit to a state agency
11 setting forth the name and address of the practitioner; the location,
12 nature and operation of the health activity to be practiced; and, if
13 required by the regulatory entity, a description of the service to be
14 provided.

15 (12) "Regulatory entity" means any board, commission, agency,
16 division, or other unit or subunit of state government which
17 regulates one or more professions, occupations, industries,
18 businesses, or other endeavors in this state.

19 (13) "State agency" includes every state office, department,
20 board, commission, regulatory entity, and agency of the state, and,
21 where provided by law, programs and activities involving less than
22 the full responsibility of a state agency.

23 **Sec. 15.** RCW 18.130.040 and 2022 c 217 s 5 are each amended to
24 read as follows:

25 (1) This chapter applies only to the secretary and the boards and
26 commissions having jurisdiction in relation to the professions
27 licensed under the chapters specified in this section. This chapter
28 does not apply to any business or profession not licensed under the
29 chapters specified in this section.

30 (2)(a) The secretary has authority under this chapter in relation
31 to the following professions:

32 (i) Dispensing opticians licensed and designated apprentices
33 under chapter 18.34 RCW;

34 (ii) Midwives licensed under chapter 18.50 RCW;

35 (iii) Ocularists licensed under chapter 18.55 RCW;

36 (iv) Massage therapists and businesses licensed under chapter
37 18.108 RCW;

38 (v) Dental hygienists licensed under chapter 18.29 RCW;

- 1 (vi) Acupuncturists or acupuncture and Eastern medicine
2 practitioners licensed under chapter 18.06 RCW;
- 3 (vii) Radiologic technologists certified and X-ray technicians
4 registered under chapter 18.84 RCW;
- 5 (viii) Respiratory care practitioners licensed under chapter
6 18.89 RCW;
- 7 (ix) Hypnotherapists and agency affiliated counselors registered
8 and advisors and counselors certified under chapter 18.19 RCW;
- 9 (x) Persons licensed as mental health counselors, mental health
10 counselor associates, marriage and family therapists, marriage and
11 family therapist associates, social workers, social work associates—
12 advanced, and social work associates—independent clinical under
13 chapter 18.225 RCW;
- 14 (xi) Persons registered as nursing pool operators under chapter
15 18.52C RCW;
- 16 (xii) Nursing assistants registered or certified or medication
17 assistants endorsed under chapter 18.88A RCW;
- 18 (xiii) Dietitians and nutritionists certified under chapter
19 18.138 RCW;
- 20 (xiv) Substance use disorder professionals, substance use
21 disorder professional trainees, or co-occurring disorder specialists
22 certified under chapter 18.205 RCW;
- 23 (xv) Sex offender treatment providers and certified affiliate sex
24 offender treatment providers certified under chapter 18.155 RCW;
- 25 (xvi) Persons licensed and certified under chapter 18.73 RCW or
26 RCW 18.71.205;
- 27 (xvii) Orthotists and prosthetists licensed under chapter 18.200
28 RCW;
- 29 (xviii) Surgical technologists registered under chapter 18.215
30 RCW;
- 31 (xix) Recreational therapists under chapter 18.230 RCW;
- 32 (xx) Animal massage therapists certified under chapter 18.240
33 RCW;
- 34 (xxi) Athletic trainers licensed under chapter 18.250 RCW;
- 35 (xxii) Home care aides certified under chapter 18.88B RCW;
- 36 (xxiii) Genetic counselors licensed under chapter 18.290 RCW;
- 37 (xxiv) Reflexologists certified under chapter 18.108 RCW;
- 38 (xxv) Medical assistants-certified, medical assistants-
39 hemodialysis technician, medical assistants-phlebotomist, forensic

1 phlebotomist, and medical assistants-registered certified and
2 registered under chapter 18.360 RCW;

3 (xxvi) Behavior analysts, assistant behavior analysts, and
4 behavior technicians under chapter 18.380 RCW; and

5 (xxvii) Birth doulas certified under chapter 18.47 RCW.

6 (b) The boards and commissions having authority under this
7 chapter are as follows:

8 (i) The podiatric medical board as established in chapter 18.22
9 RCW;

10 (ii) The chiropractic quality assurance commission as established
11 in chapter 18.25 RCW;

12 (iii) The dental quality assurance commission as established in
13 chapter 18.32 RCW governing licenses issued under chapter 18.32 RCW,
14 licenses and registrations issued under chapter 18.260 RCW, licenses
15 issued under chapter 18.--- RCW (the new chapter created in section
16 22 of this act), and certifications issued under chapter 18.350 RCW;

17 (iv) The board of hearing and speech as established in chapter
18 18.35 RCW;

19 (v) The board of examiners for nursing home administrators as
20 established in chapter 18.52 RCW;

21 (vi) The optometry board as established in chapter 18.54 RCW
22 governing licenses issued under chapter 18.53 RCW;

23 (vii) The board of osteopathic medicine and surgery as
24 established in chapter 18.57 RCW governing licenses issued under
25 chapter 18.57 RCW;

26 (viii) The pharmacy quality assurance commission as established
27 in chapter 18.64 RCW governing licenses issued under chapters 18.64
28 and 18.64A RCW;

29 (ix) The Washington medical commission as established in chapter
30 18.71 RCW governing licenses and registrations issued under chapters
31 18.71 and 18.71A RCW;

32 (x) The board of physical therapy as established in chapter 18.74
33 RCW;

34 (xi) The board of occupational therapy practice as established in
35 chapter 18.59 RCW;

36 (xii) The nursing care quality assurance commission as
37 established in chapter 18.79 RCW governing licenses and registrations
38 issued under that chapter;

39 (xiii) The examining board of psychology and its disciplinary
40 committee as established in chapter 18.83 RCW;

1 (xiv) The veterinary board of governors as established in chapter
2 18.92 RCW;

3 (xv) The board of naturopathy established in chapter 18.36A RCW,
4 governing licenses and certifications issued under that chapter; and

5 (xvi) The board of denturists established in chapter 18.30 RCW.

6 (3) In addition to the authority to discipline license holders,
7 the disciplining authority has the authority to grant or deny
8 licenses. The disciplining authority may also grant a license subject
9 to conditions.

10 (4) All disciplining authorities shall adopt procedures to ensure
11 substantially consistent application of this chapter, the uniform
12 disciplinary act, among the disciplining authorities listed in
13 subsection (2) of this section.

14 **Sec. 16.** RCW 18.260.010 and 2007 c 269 s 1 are each amended to
15 read as follows:

16 The definitions in this section apply throughout this chapter
17 unless the context clearly requires otherwise.

18 (1) "Close supervision" means that a supervising dentist or
19 supervising dental therapist whose patient is being treated has
20 personally diagnosed the condition to be treated and has personally
21 authorized the procedures to be performed. The supervising dentist or
22 supervising dental therapist is continuously on-site and physically
23 present in the treatment facility while the procedures are performed
24 by the assistive personnel and capable of responding immediately in
25 the event of an emergency. The term does not require a supervising
26 dentist or supervising dental therapist to be physically present in
27 the operatory.

28 (2) "Commission" means the Washington state dental quality
29 assurance commission created in chapter 18.32 RCW.

30 (3) "Dental assistant" means a person who is registered by the
31 commission to provide supportive services to a licensed dentist or a
32 licensed dental therapist to the extent provided in this chapter and
33 under the close supervision of a dentist or close supervision of a
34 dental therapist.

35 (4) "Dental therapist" means an individual who holds a license to
36 practice as a dental therapist under chapter 18.--- RCW (the new
37 chapter created in section 22 of this act).

38 (5) "Dentist" means an individual who holds a license to practice
39 dentistry under chapter 18.32 RCW.

1 (~~(5)~~) (6) "Department" means the department of health.

2 (~~(6)~~) (7) "Expanded function dental auxiliary" means a person
3 who is licensed by the commission to provide supportive services to a
4 licensed dentist or dental therapist to the extent provided in this
5 chapter and under the specified level of supervision of a dentist or
6 dental therapist.

7 (~~(7)~~) (8) "General supervision" means that a supervising
8 dentist or dental therapist has examined and diagnosed the patient
9 and provided subsequent instructions to be performed by the assistive
10 personnel, but does not require that the dentist or dental therapist
11 be physically present in the treatment facility.

12 (~~(8)~~) (9) "Secretary" means the secretary of health.

13 (~~(9)~~) (10) "Supervising dental therapist" means a dental
14 therapist licensed under chapter 18.--- RCW (the new chapter created
15 in section 22 of this act) who is responsible for providing the
16 appropriate level of supervision for dental assistants and expanded
17 function dental auxiliaries.

18 (11) "Supervising dentist" means a dentist licensed under chapter
19 18.32 RCW that is responsible for providing the appropriate level of
20 supervision for dental assistants and expanded function dental
21 auxiliaries.

22 **Sec. 17.** RCW 18.260.040 and 2015 c 120 s 3 are each amended to
23 read as follows:

24 (1)(a) The commission shall adopt rules relating to the scope of
25 dental assisting services related to patient care and laboratory
26 duties that may be performed by dental assistants.

27 (b) In addition to the services and duties authorized by the
28 rules adopted under (a) of this subsection, a dental assistant may
29 apply topical anesthetic agents.

30 (c) All dental services performed by dental assistants under (a)
31 or (b) of this subsection must be performed under the close
32 supervision of a supervising dentist or supervising dental therapist
33 as the dentist or dental therapist may allow.

34 (2) In addition to any other limitations established by the
35 commission, dental assistants may not perform the following
36 procedures:

37 (a) Any scaling procedure;

38 (b) Any oral prophylaxis, except coronal polishing;

1 (c) Administration of any general or local anesthetic, including
2 intravenous sedation;

3 (d) Any removal of or addition to the hard or soft tissue of the
4 oral cavity;

5 (e) Any diagnosis of or prescription for treatment of disease,
6 pain, deformity, deficiency, injury, or physical condition of the
7 human teeth, jaw, or adjacent structures; and

8 (f) The taking of any impressions of the teeth or jaw or the
9 relationships of the teeth or jaws, for the purpose of fabricating
10 any intra-oral restoration, appliance, or prosthesis, other than
11 impressions allowed as a delegated duty for dental assistants
12 pursuant to rules adopted by the commission.

13 (3) A dentist or dental therapist may not assign a dental
14 assistant to perform duties until the dental assistant has
15 demonstrated skills necessary to perform competently all assigned
16 duties and responsibilities.

17 **Sec. 18.** RCW 18.260.070 and 2007 c 269 s 6 are each amended to
18 read as follows:

19 (1) The commission shall adopt rules relating to the scope of
20 expanded function dental auxiliary services related to patient care
21 and laboratory duties that may be performed by expanded function
22 dental auxiliaries.

23 (2) The scope of expanded function dental auxiliary services that
24 the commission identifies in subsection (1) of this section includes:

25 (a) In addition to the dental assisting services that a dental
26 assistant may perform under the close supervision of a supervising
27 dentist or supervising dental therapist, the performance of the
28 following services under the general supervision of a supervising
29 dentist or supervising dental therapist as the dentist or dental
30 therapist may allow:

31 (i) Performing coronal polishing;

32 (ii) Giving fluoride treatments;

33 (iii) Applying sealants;

34 (iv) Placing dental x-ray film and exposing and developing the
35 films;

36 (v) Giving patient oral health instruction; and

37 (b) Notwithstanding any prohibitions in RCW 18.260.040, the
38 performance of the following services under the close supervision of

1 a supervising dentist or supervising dental therapist as the dentist
2 or dental therapist may allow:

3 (i) Placing and carving direct restorations; and

4 (ii) Taking final impressions.

5 (3) A dentist or dental therapist may not assign an expanded
6 function dental auxiliary to perform services until the expanded
7 function dental auxiliary has demonstrated skills necessary to
8 perform competently all assigned duties and responsibilities.

9 **Sec. 19.** RCW 18.260.080 and 2007 c 269 s 7 are each amended to
10 read as follows:

11 A supervising dentist or supervising dental therapist is
12 responsible for:

13 (1) Maintaining the appropriate level of supervision for dental
14 assistants and expanded function dental auxiliaries; and

15 (2) Ensuring that the dental assistants and expanded function
16 dental auxiliaries that the dentist or dental therapist supervises
17 are able to competently perform the tasks that they are assigned.

18 **Sec. 20.** RCW 69.41.010 and 2020 c 80 s 40 are each amended to
19 read as follows:

20 As used in this chapter, the following terms have the meanings
21 indicated unless the context clearly requires otherwise:

22 (1) "Administer" means the direct application of a legend drug
23 whether by injection, inhalation, ingestion, or any other means, to
24 the body of a patient or research subject by:

25 (a) A practitioner; or

26 (b) The patient or research subject at the direction of the
27 practitioner.

28 (2) "Commission" means the pharmacy quality assurance commission.

29 (3) "Community-based care settings" include: Community
30 residential programs for persons with developmental disabilities,
31 certified by the department of social and health services under
32 chapter 71A.12 RCW; adult family homes licensed under chapter 70.128
33 RCW; and assisted living facilities licensed under chapter 18.20 RCW.
34 Community-based care settings do not include acute care or skilled
35 nursing facilities.

36 (4) "Deliver" or "delivery" means the actual, constructive, or
37 attempted transfer from one person to another of a legend drug,
38 whether or not there is an agency relationship.

- 1 (5) "Department" means the department of health.
- 2 (6) "Dispense" means the interpretation of a prescription or
3 order for a legend drug and, pursuant to that prescription or order,
4 the proper selection, measuring, compounding, labeling, or packaging
5 necessary to prepare that prescription or order for delivery.
- 6 (7) "Dispenser" means a practitioner who dispenses.
- 7 (8) "Distribute" means to deliver other than by administering or
8 dispensing a legend drug.
- 9 (9) "Distributor" means a person who distributes.
- 10 (10) "Drug" means:
- 11 (a) Substances recognized as drugs in the official United States
12 pharmacopoeia, official homeopathic pharmacopoeia of the United
13 States, or official national formulary, or any supplement to any of
14 them;
- 15 (b) Substances intended for use in the diagnosis, cure,
16 mitigation, treatment, or prevention of disease in human beings or
17 animals;
- 18 (c) Substances (other than food, minerals or vitamins) intended
19 to affect the structure or any function of the body of human beings
20 or animals; and
- 21 (d) Substances intended for use as a component of any article
22 specified in (a), (b), or (c) of this subsection. It does not include
23 devices or their components, parts, or accessories.
- 24 (11) "Electronic communication of prescription information" means
25 the transmission of a prescription or refill authorization for a drug
26 of a practitioner using computer systems. The term does not include a
27 prescription or refill authorization transmitted verbally by
28 telephone nor a facsimile manually signed by the practitioner.
- 29 (12) "In-home care settings" include an individual's place of
30 temporary and permanent residence, but does not include acute care or
31 skilled nursing facilities, and does not include community-based care
32 settings.
- 33 (13) "Legend drugs" means any drugs which are required by state
34 law or regulation of the pharmacy quality assurance commission to be
35 dispensed on prescription only or are restricted to use by
36 practitioners only.
- 37 (14) "Legible prescription" means a prescription or medication
38 order issued by a practitioner that is capable of being read and
39 understood by the pharmacist filling the prescription or the nurse or

1 other practitioner implementing the medication order. A prescription
2 must be hand printed, typewritten, or electronically generated.

3 (15) "Medication assistance" means assistance rendered by a
4 nonpractitioner to an individual residing in a community-based care
5 setting or in-home care setting to facilitate the individual's self-
6 administration of a legend drug or controlled substance. It includes
7 reminding or coaching the individual, handing the medication
8 container to the individual, opening the individual's medication
9 container, using an enabler, or placing the medication in the
10 individual's hand, and such other means of medication assistance as
11 defined by rule adopted by the department. A nonpractitioner may help
12 in the preparation of legend drugs or controlled substances for self-
13 administration where a practitioner has determined and communicated
14 orally or by written direction that such medication preparation
15 assistance is necessary and appropriate. Medication assistance shall
16 not include assistance with intravenous medications or injectable
17 medications, except prefilled insulin syringes.

18 (16) "Person" means individual, corporation, government or
19 governmental subdivision or agency, business trust, estate, trust,
20 partnership or association, or any other legal entity.

21 (17) "Practitioner" means:

22 (a) A physician under chapter 18.71 RCW, an osteopathic physician
23 or an osteopathic physician and surgeon under chapter 18.57 RCW, a
24 dentist under chapter 18.32 RCW, a podiatric physician and surgeon
25 under chapter 18.22 RCW, an acupuncturist or acupuncture and Eastern
26 medicine practitioner to the extent authorized under chapter 18.06
27 RCW and the rules adopted under RCW 18.06.010(1)(~~(j)~~) (m), a
28 veterinarian under chapter 18.92 RCW, a registered nurse, advanced
29 registered nurse practitioner, or licensed practical nurse under
30 chapter 18.79 RCW, an optometrist under chapter 18.53 RCW who is
31 certified by the optometry board under RCW 18.53.010, a physician
32 assistant under chapter 18.71A RCW, a naturopath licensed under
33 chapter 18.36A RCW, a licensed athletic trainer to the extent
34 authorized under chapter 18.250 RCW, a pharmacist under chapter 18.64
35 RCW, ~~(or)~~ when acting under the required supervision of a dentist
36 licensed under chapter 18.32 RCW, a dental hygienist licensed under
37 chapter 18.29 RCW, or a licensed dental therapist to the extent
38 authorized under chapter 18.--- RCW (the new chapter created in
39 section 22 of this act);

1 (b) A pharmacy, hospital, or other institution licensed,
2 registered, or otherwise permitted to distribute, dispense, conduct
3 research with respect to, or to administer a legend drug in the
4 course of professional practice or research in this state; and

5 (c) A physician licensed to practice medicine and surgery or a
6 physician licensed to practice osteopathic medicine and surgery in
7 any state, or province of Canada, which shares a common border with
8 the state of Washington.

9 (18) "Secretary" means the secretary of health or the secretary's
10 designee.

11 **Sec. 21.** RCW 43.70.442 and 2020 c 229 s 1 and 2020 c 80 s 30 are
12 each reenacted and amended to read as follows:

13 (1)(a) Each of the following professionals certified or licensed
14 under Title 18 RCW shall, at least once every six years, complete
15 training in suicide assessment, treatment, and management that is
16 approved, in rule, by the relevant disciplining authority:

17 (i) An adviser or counselor certified under chapter 18.19 RCW;

18 (ii) A substance use disorder professional licensed under chapter
19 18.205 RCW;

20 (iii) A marriage and family therapist licensed under chapter
21 18.225 RCW;

22 (iv) A mental health counselor licensed under chapter 18.225 RCW;

23 (v) An occupational therapy practitioner licensed under chapter
24 18.59 RCW;

25 (vi) A psychologist licensed under chapter 18.83 RCW;

26 (vii) An advanced social worker or independent clinical social
27 worker licensed under chapter 18.225 RCW; and

28 (viii) A social worker associate—advanced or social worker
29 associate—independent clinical licensed under chapter 18.225 RCW.

30 (b) The requirements in (a) of this subsection apply to a person
31 holding a retired active license for one of the professions in (a) of
32 this subsection.

33 (c) The training required by this subsection must be at least six
34 hours in length, unless a disciplining authority has determined,
35 under subsection (10)(b) of this section, that training that includes
36 only screening and referral elements is appropriate for the
37 profession in question, in which case the training must be at least
38 three hours in length.

1 (d) Beginning July 1, 2017, the training required by this
2 subsection must be on the model list developed under subsection (6)
3 of this section. Nothing in this subsection (1)(d) affects the
4 validity of training completed prior to July 1, 2017.

5 (2)(a) Except as provided in (b) of this subsection:

6 (i) A professional listed in subsection (1)(a) of this section
7 must complete the first training required by this section by the end
8 of the first full continuing education reporting period after January
9 1, 2014, or during the first full continuing education reporting
10 period after initial licensure or certification, whichever occurs
11 later.

12 (ii) Beginning July 1, 2021, the second training for a
13 psychologist, a marriage and family therapist, a mental health
14 counselor, an advanced social worker, an independent clinical social
15 worker, a social worker associate-advanced, or a social worker
16 associate-independent clinical must be either: (A) An advanced
17 training focused on suicide management, suicide care protocols, or
18 effective treatments; or (B) a training in a treatment modality shown
19 to be effective in working with people who are suicidal, including
20 dialectical behavior therapy, collaborative assessment and management
21 of suicide risk, or cognitive behavior therapy-suicide prevention. If
22 a professional subject to the requirements of this subsection has
23 already completed the professional's second training prior to July 1,
24 2021, the professional's next training must comply with this
25 subsection. This subsection (2)(a)(ii) does not apply if the licensee
26 demonstrates that the training required by this subsection (2)(a)(ii)
27 is not reasonably available.

28 (b)(i) A professional listed in subsection (1)(a) of this section
29 applying for initial licensure may delay completion of the first
30 training required by this section for six years after initial
31 licensure if he or she can demonstrate successful completion of the
32 training required in subsection (1) of this section no more than six
33 years prior to the application for initial licensure.

34 (ii) Beginning July 1, 2021, a psychologist, a marriage and
35 family therapist, a mental health counselor, an advanced social
36 worker, an independent clinical social worker, a social worker
37 associate-advanced, or a social worker associate-independent clinical
38 exempt from his or her first training under (b)(i) of this subsection
39 must comply with the requirements of (a)(ii) of this subsection for
40 his or her first training after initial licensure. If a professional

1 subject to the requirements of this subsection has already completed
2 the professional's first training after initial licensure, the
3 professional's next training must comply with this subsection
4 (2)(b)(ii). This subsection (2)(b)(ii) does not apply if the licensee
5 demonstrates that the training required by this subsection (2)(b)(ii)
6 is not reasonably available.

7 (3) The hours spent completing training in suicide assessment,
8 treatment, and management under this section count toward meeting any
9 applicable continuing education or continuing competency requirements
10 for each profession.

11 (4)(a) A disciplining authority may, by rule, specify minimum
12 training and experience that is sufficient to exempt an individual
13 professional from the training requirements in subsections (1) and
14 (5) of this section. Nothing in this subsection (4)(a) allows a
15 disciplining authority to provide blanket exemptions to broad
16 categories or specialties within a profession.

17 (b) A disciplining authority may exempt a professional from the
18 training requirements of subsections (1) and (5) of this section if
19 the professional has only brief or limited patient contact.

20 (5)(a) Each of the following professionals credentialed under
21 Title 18 RCW shall complete a one-time training in suicide
22 assessment, treatment, and management that is approved by the
23 relevant disciplining authority:

24 (i) A chiropractor licensed under chapter 18.25 RCW;

25 (ii) A naturopath licensed under chapter 18.36A RCW;

26 (iii) A licensed practical nurse, registered nurse, or advanced
27 registered nurse practitioner, other than a certified registered
28 nurse anesthetist, licensed under chapter 18.79 RCW;

29 (iv) An osteopathic physician and surgeon licensed under chapter
30 18.57 RCW, other than a holder of a postgraduate osteopathic medicine
31 and surgery license issued under RCW 18.57.035;

32 (v) A physical therapist or physical therapist assistant licensed
33 under chapter 18.74 RCW;

34 (vi) A physician licensed under chapter 18.71 RCW, other than a
35 resident holding a limited license issued under RCW 18.71.095(3);

36 (vii) A physician assistant licensed under chapter 18.71A RCW;

37 (viii) A pharmacist licensed under chapter 18.64 RCW;

38 (ix) A dentist licensed under chapter 18.32 RCW;

39 (x) A dental hygienist licensed under chapter 18.29 RCW;

40 (xi) An athletic trainer licensed under chapter 18.250 RCW;

1 (xii) An optometrist licensed under chapter 18.53 RCW;

2 (xiii) An acupuncture and Eastern medicine practitioner licensed
3 under chapter 18.06 RCW; (~~and~~)

4 (xiv) A dental therapist licensed under chapter 18.--- RCW (the
5 new chapter created in section 22 of this act); and

6 (xv) A person holding a retired active license for one of the
7 professions listed in (a)(i) through (~~(xiii)~~) (xiv) of this
8 subsection.

9 (b)(i) A professional listed in (a)(i) through (vii) of this
10 subsection or a person holding a retired active license for one of
11 the professions listed in (a)(i) through (vii) of this subsection
12 must complete the one-time training by the end of the first full
13 continuing education reporting period after January 1, 2016, or
14 during the first full continuing education reporting period after
15 initial licensure, whichever is later. Training completed between
16 June 12, 2014, and January 1, 2016, that meets the requirements of
17 this section, other than the timing requirements of this subsection
18 (5)(b), must be accepted by the disciplining authority as meeting the
19 one-time training requirement of this subsection (5).

20 (ii) A licensed pharmacist or a person holding a retired active
21 pharmacist license must complete the one-time training by the end of
22 the first full continuing education reporting period after January 1,
23 2017, or during the first full continuing education reporting period
24 after initial licensure, whichever is later.

25 (iii) A licensed dentist, a licensed dental hygienist, or a
26 person holding a retired active license as a dentist shall complete
27 the one-time training by the end of the full continuing education
28 reporting period after August 1, 2020, or during the first full
29 continuing education reporting period after initial licensure,
30 whichever is later. Training completed between July 23, 2017, and
31 August 1, 2020, that meets the requirements of this section, other
32 than the timing requirements of this subsection (5)(b)(iii), must be
33 accepted by the disciplining authority as meeting the one-time
34 training requirement of this subsection (5).

35 (iv) A licensed optometrist or a licensed acupuncture and Eastern
36 medicine practitioner, or a person holding a retired active license
37 as an optometrist or an acupuncture and Eastern medicine
38 practitioner, shall complete the one-time training by the end of the
39 full continuing education reporting period after August 1, 2021, or
40 during the first full continuing education reporting period after

1 initial licensure, whichever is later. Training completed between
2 August 1, 2020, and August 1, 2021, that meets the requirements of
3 this section, other than the timing requirements of this subsection
4 (5)(b)(iv), must be accepted by the disciplining authority as meeting
5 the one-time training requirement of this subsection (5).

6 (c) The training required by this subsection must be at least six
7 hours in length, unless a disciplining authority has determined,
8 under subsection (10)(b) of this section, that training that includes
9 only screening and referral elements is appropriate for the
10 profession in question, in which case the training must be at least
11 three hours in length.

12 (d) Beginning July 1, 2017, the training required by this
13 subsection must be on the model list developed under subsection (6)
14 of this section. Nothing in this subsection (5)(d) affects the
15 validity of training completed prior to July 1, 2017.

16 (6)(a) The secretary and the disciplining authorities shall work
17 collaboratively to develop a model list of training programs in
18 suicide assessment, treatment, and management. Beginning July 1,
19 2021, for purposes of subsection (2)(a)(ii) of this section, the
20 model list must include advanced training and training in treatment
21 modalities shown to be effective in working with people who are
22 suicidal.

23 (b) The secretary and the disciplining authorities shall update
24 the list at least once every two years.

25 (c) By June 30, 2016, the department shall adopt rules
26 establishing minimum standards for the training programs included on
27 the model list. The minimum standards must require that six-hour
28 trainings include content specific to veterans and the assessment of
29 issues related to imminent harm via lethal means or self-injurious
30 behaviors and that three-hour trainings for pharmacists or dentists
31 include content related to the assessment of issues related to
32 imminent harm via lethal means. When adopting the rules required
33 under this subsection (6)(c), the department shall:

34 (i) Consult with the affected disciplining authorities, public
35 and private institutions of higher education, educators, experts in
36 suicide assessment, treatment, and management, the Washington
37 department of veterans affairs, and affected professional
38 associations; and

1 (ii) Consider standards related to the best practices registry of
2 the American foundation for suicide prevention and the suicide
3 prevention resource center.

4 (d) Beginning January 1, 2017:

5 (i) The model list must include only trainings that meet the
6 minimum standards established in the rules adopted under (c) of this
7 subsection and any three-hour trainings that met the requirements of
8 this section on or before July 24, 2015;

9 (ii) The model list must include six-hour trainings in suicide
10 assessment, treatment, and management, and three-hour trainings that
11 include only screening and referral elements; and

12 (iii) A person or entity providing the training required in this
13 section may petition the department for inclusion on the model list.
14 The department shall add the training to the list only if the
15 department determines that the training meets the minimum standards
16 established in the rules adopted under (c) of this subsection.

17 (e) By January 1, 2021, the department shall adopt minimum
18 standards for advanced training and training in treatment modalities
19 shown to be effective in working with people who are suicidal.
20 Beginning July 1, 2021, all such training on the model list must meet
21 the minimum standards. When adopting the minimum standards, the
22 department must consult with the affected disciplining authorities,
23 public and private institutions of higher education, educators,
24 experts in suicide assessment, treatment, and management, the
25 Washington department of veterans affairs, and affected professional
26 associations.

27 (7) The department shall provide the health profession training
28 standards created in this section to the professional educator
29 standards board as a model in meeting the requirements of RCW
30 28A.410.226 and provide technical assistance, as requested, in the
31 review and evaluation of educator training programs. The educator
32 training programs approved by the professional educator standards
33 board may be included in the department's model list.

34 (8) Nothing in this section may be interpreted to expand or limit
35 the scope of practice of any profession regulated under chapter
36 18.130 RCW.

37 (9) The secretary and the disciplining authorities affected by
38 this section shall adopt any rules necessary to implement this
39 section.

40 (10) For purposes of this section:

1 (a) "Disciplining authority" has the same meaning as in RCW
2 18.130.020.

3 (b) "Training in suicide assessment, treatment, and management"
4 means empirically supported training approved by the appropriate
5 disciplining authority that contains the following elements: Suicide
6 assessment, including screening and referral, suicide treatment, and
7 suicide management. However, the disciplining authority may approve
8 training that includes only screening and referral elements if
9 appropriate for the profession in question based on the profession's
10 scope of practice. The board of occupational therapy may also approve
11 training that includes only screening and referral elements if
12 appropriate for occupational therapy practitioners based on practice
13 setting.

14 (11) A state or local government employee is exempt from the
15 requirements of this section if he or she receives a total of at
16 least six hours of training in suicide assessment, treatment, and
17 management from his or her employer every six years. For purposes of
18 this subsection, the training may be provided in one six-hour block
19 or may be spread among shorter training sessions at the employer's
20 discretion.

21 (12) An employee of a community mental health agency licensed
22 under chapter 71.24 RCW or a chemical dependency program certified
23 under chapter 71.24 RCW is exempt from the requirements of this
24 section if he or she receives a total of at least six hours of
25 training in suicide assessment, treatment, and management from his or
26 her employer every six years. For purposes of this subsection, the
27 training may be provided in one six-hour block or may be spread among
28 shorter training sessions at the employer's discretion.

29 NEW SECTION. **Sec. 22.** Sections 1 through 11 of this act
30 constitute a new chapter in Title 18 RCW.

31 NEW SECTION. **Sec. 23.** The department of health shall adopt any
32 rules necessary to implement this act.

33 NEW SECTION. **Sec. 24.** Sections 1 through 21 of this act take
34 effect January 1, 2024."

ADOPTED 03/05/2023

1 On page 1, line 3 of the title, after "look-alikes;" strike the
2 remainder of the title and insert "amending RCW 18.32.030,
3 18.32.0351, 18.120.020, 18.130.040, 18.260.010, 18.260.040,
4 18.260.070, 18.260.080, 69.41.010, and 69.41.030; reenacting and
5 amending RCW 43.70.442; adding a new chapter to Title 18 RCW;
6 creating a new section; and providing an effective date."

EFFECT: (1) Limits the authorization for dental therapists to provide emergency palliative treatment of dental pain to the procedures in the dental therapist's scope of practice.

(2) Limits the authorization for dental therapists to prepare and place preformed crowns only for patients 18 years of age or older.

(3) Removes placement of sutures from the scope of practice of dental therapists.

(4) Provides that when possible, a dental therapist must collaborate with the supervising dentist to formulate a patient's individualized treatment plan.

(5) Defines "off-site supervision."

(6) Modifies the provision that allows limited license applicants to have graduated from a nonaccredited dental therapy education program that the Dental Hygiene Examining Committee determines is substantially equivalent to CODA accreditation standards by limiting this option to applicants that graduated before September 30, 2022.

(7) Authorizes the Department of Health to adopt rules to implement and administer the provisions related to the limited license.

(8) Corrects error referencing the fabrication of permanent and primary teeth.

(9) Fixes clerical error.

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