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HOUSE BILL 1885

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State of Washington

67th Legislature

2022 Regular Session

By Representatives Cody and Bateman

1 AN ACT Relating to implementing recommendations A and C from the  
2 2021 dental therapy task force final report to establish the  
3 profession of dental therapy statewide; amending RCW 18.32.030,  
4 18.120.020, 18.130.040, 18.260.010, 18.260.040, 18.260.070,  
5 18.260.080, 69.41.010, 69.41.030, 69.41.030, 70.350.020, 18.29.021,  
6 18.29.120, 18.29.150, 18.29.160, 18.29.170, 18.29.210, 18.260.100,  
7 18.260.140, and 43.70.650; reenacting and amending RCW 43.70.442;  
8 adding a new chapter to Title 18 RCW; creating a new section;  
9 repealing RCW 18.29.110; providing effective dates; and providing an  
10 expiration date.

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

12 NEW SECTION. **Sec. 1.** The legislature finds that good oral  
13 health is an integral piece of overall health and well-being. Without  
14 treatment, dental disease compromises overall health and requires  
15 increasingly costly interventions. However, most dental disease can  
16 be prevented at little cost through routine dental care and disease  
17 prevention.

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

1 The legislature created the dental therapy task force in 2021 to  
2 examine how to expand the current practice of dental therapy on  
3 tribal lands across the state of Washington to increase access to  
4 oral health care. The legislatively appointed task force included  
5 broad representation from communities with less access to dental  
6 care, dental and health care professional associations, oral health  
7 care providers, legislators, the University of Washington school of  
8 dentistry, and the dental quality assurance commission.

9 During its deliberations, the task force examined barriers to  
10 oral health care and inequitable outcomes in underserved communities  
11 and analyzed the safety, productivity, and economic impact to  
12 patients and clinics where dental therapists practice. A majority of  
13 the task force members supported proposals to create the profession  
14 of dental therapy statewide.

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

23 It is the legislature's intent that dental therapists will meet  
24 the needs of local communities as they work under the direction of a  
25 licensed Washington dentist. The legislature intends for dental  
26 therapists to be incorporated into the dental care workforce and used  
27 to effectively treat more patients.

28 It is the intent of the legislature to follow the national  
29 commission on dental accreditation's standards for dental therapy  
30 education. This will ensure that dental therapists are trained to the  
31 highest quality standards and provide state-to-state consistency. It  
32 is the intent of the legislature that incorporating the commission on  
33 dental accreditation's standards for dental therapy education will  
34 pave the way for Washington education institutions to become  
35 accredited programs and for students to qualify for financial aid.

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

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

4        (1) "Close supervision of a dentist" means that a supervising  
5 dentist:

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

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

10           (c) Is capable of responding immediately in the event of an  
11 emergency.

12        (2) "Board" means the board of dental therapy and dental hygiene  
13 as established in section 3 of this act.

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

16        (4) "Dental therapy" means the services and procedures specified  
17 in section 7 of this act.

18        (5) "Dentist" means a person licensed to practice dentistry under  
19 chapter 18.32 RCW.

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

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

23        (8) "General supervision" means that a supervising dentist has  
24 examined and diagnosed the patient and provided subsequent  
25 instructions to be performed by the assistive personnel but does not  
26 require that the dentist be physically present in the treatment  
27 facility.

28        (9) "Off-site supervision" means supervision that does not  
29 require the dentist to be physically present or to personally examine  
30 or diagnose the patient.

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

35        (11) "Secretary" means the secretary of health.

36        NEW SECTION.    **Sec. 3.**    (1) The Washington state board of dental  
37 therapy and dental hygiene is created. The board shall consist of 10  
38 members appointed by the secretary as follows:

1 (a) Four members of the board must be practicing dental  
2 hygienists licensed under chapter 18.29 RCW;

3 (b) Four members of the board must be practicing dental  
4 therapists licensed under this chapter; and

5 (c) Two public members.

6 (2) Beginning October 1, 2022, members must be appointed to serve  
7 for terms of three years beginning October 1st of the year in which  
8 they are appointed. Terms of the members must be staggered. Each  
9 member shall hold office for the term of his or her appointment and  
10 until his or her successor is appointed and qualified. The terms of  
11 the initial members must be staggered. The initial members appointed  
12 under subsection (1)(a) of this section must be four dental  
13 hygienists currently serving as members on the dental hygiene  
14 examining committee and must serve the remainder of their current  
15 terms on the dental hygiene examining committee. The members  
16 appointed under subsection (1)(b) and (c) of this section must serve  
17 one-year, two-year, and three-year terms initially. Vacancies must be  
18 filled in the same manner as the original appointments are made.  
19 Appointments to fill vacancies must be for the remainder of the  
20 unexpired term of the vacant position.

21 (3) Any member of the board may be removed by the secretary for  
22 neglect of duty, misconduct, malfeasance, or misfeasance in office,  
23 after being given a written statement of the charges against him or  
24 her and sufficient opportunity to be heard thereon. Members of the  
25 board must be compensated in accordance with RCW 43.03.240 and must  
26 be reimbursed for travel expenses in accordance with RCW 43.03.050  
27 and 43.03.060.

28 (4) The board shall:

29 (a) Determine the qualifications of persons applying for  
30 licensure under this chapter;

31 (b) Prescribe, administer, and determine the requirements for  
32 examinations under this chapter and establish a passing grade for  
33 licensure under this chapter; and

34 (c) Adopt rules under chapter 34.05 RCW to carry out the  
35 provisions of this chapter.

36 NEW SECTION. **Sec. 4.** No person may practice dental therapy or  
37 represent himself or herself as a dental therapist without being  
38 licensed by the department under this chapter. Every person licensed  
39 to practice dental therapy in this state shall renew their license

1 and comply with administrative procedures, administrative  
2 requirements, continuing education requirements, and fees provided in  
3 RCW 43.70.250 and 43.70.280.

4 NEW SECTION. **Sec. 5.** (1) The department shall issue a license  
5 to practice as a dental therapist to any applicant who:

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

8 (b) Successfully completes a dental therapist program that:

9 (i) Is accredited or has received initial accreditation by the  
10 American dental association's commission on dental accreditation; or

11 (ii)(A) Has not received accreditation by the American dental  
12 association's commission on dental accreditation; and

13 (B) Has proof of at least 400 preceptorship hours under the close  
14 supervision of a dentist;

15 (c) Passes an examination approved by the board; and

16 (d) Submits, on forms provided by the secretary, the applicant's  
17 name, address, and other applicable information as determined by the  
18 secretary.

19 (2)(a) The board shall establish the date and location of the  
20 examination. Applicants who meet the education requirements for  
21 licensure must be scheduled for the next examination following the  
22 filing of the application. The board shall establish by rule the  
23 examination application deadline.

24 (b) The examination must contain subjects appropriate to the  
25 scope of practice and questions on laws in the state of Washington  
26 regulating dental therapy practice.

27 (c) The board shall establish by rule the requirements for a  
28 reexamination if the applicant has failed the examination.

29 (d) The board may approve an examination prepared or administered  
30 by a private testing agency or association of licensing authorities.

31 (3) The board must establish by rule the procedures to implement  
32 this section.

33 NEW SECTION. **Sec. 6.** An applicant holding a valid license and  
34 currently engaged in practice in another state may be granted a  
35 license without examination required by this chapter, on the payment  
36 of any required fees, if the board determines that the other state's  
37 licensing standards are substantively equivalent to the standards in

1 this state: PROVIDED, That the secretary may require the applicant  
2 to:

3 (1) File with the secretary documentation certifying the  
4 applicant is licensed to practice in another state; and

5 (2) Provide information as the secretary deems necessary  
6 pertaining to the conditions and criteria of the uniform disciplinary  
7 act, chapter 18.130 RCW and to demonstrate to the secretary a  
8 knowledge of Washington law pertaining to the practice of dental  
9 therapy.

10 NEW SECTION. **Sec. 7.** (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 8 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 relines;

31 (n) Atraumatic restorative therapy and interim restorative  
32 therapy;

33 (o) Dressing changes;

34 (p) Tooth reimplantation;

35 (q) Administration of local anesthetic;

36 (r) Administration of nitrous oxide;

37 (s) Emergency palliative treatment of dental pain;

38 (t) The placement and removal of space maintainers;

39 (u) Cavity preparation;

1 (v) Restoration of primary and permanent teeth;  
2 (w) Fabrication and placement of temporary crowns;  
3 (x) Preparation and placement of preformed crowns;  
4 (y) Pulpotomies on primary teeth;  
5 (z) Indirect and direct pulp capping on primary and permanent  
6 teeth;  
7 (aa) Stabilization of reimplanted teeth;  
8 (bb) Extractions of primary teeth;  
9 (cc) Suture placement and removal;  
10 (dd) Brush biopsies;  
11 (ee) Minor adjustments and repairs on removable prostheses;  
12 (ff) Recementing of permanent crowns;  
13 (gg) Oral evaluation and assessment of dental disease and the  
14 formulation of an individualized treatment plan;  
15 (hh) Identification of oral and systemic conditions requiring  
16 evaluation and treatment by a dentist, physician, or other health  
17 care provider, and management of referrals;  
18 (ii) The supervision of expanded function dental auxiliaries and  
19 dental assistants. However, a dental therapist may supervise no more  
20 than a total of four expanded function dental auxiliaries and dental  
21 assistants at any one time in any one practice setting. A dental  
22 therapist may not supervise an expanded function dental auxiliary or  
23 dental assistant with respect to tasks that the dental therapist is  
24 not authorized to perform;  
25 (jj) Nonsurgical extractions of periodontally diseased permanent  
26 teeth with tooth mobility of plus 3 to plus 4 if the teeth are not  
27 unerupted, are not impacted, are not fractured, and do not need to be  
28 sectioned for removal;  
29 (kk) Other related services and functions for which the dental  
30 therapist has been educated and trained and to the extent authorized  
31 by the supervising dentist; and  
32 (ll) The dispensation and oral administration of drugs pursuant  
33 to subsection (2) of this section.  
34 (2) (a) A dental therapist may dispense and orally administer the  
35 following drugs within the parameters of the practice plan contract  
36 established in section 8 of this act: Nonnarcotic analgesics, anti-  
37 inflammatory, preventive agents, and antibiotics.  
38 (b) The authority to dispense and orally administer drugs extends  
39 only to the drugs identified in this subsection and may be further  
40 limited by the practice plan contract.

1 (c) The authority to dispense includes the authority to dispense  
2 sample drugs within the categories established in this subsection if  
3 the dispensing is permitted under the practice plan contract.

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

6 (e) A dental therapist does not have the authority to prescribe  
7 drugs.

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

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

14 NEW SECTION. **Sec. 8.** (1) A dental therapist may only practice  
15 dental therapy under the supervision of a dentist licensed under  
16 chapter 18.32 RCW and pursuant to a written practice plan contract  
17 with the supervising dentist. A dental therapist may not practice  
18 independently. In circumstances authorized by the supervising dentist  
19 in the written practice plan contract, a dental therapist may provide  
20 services without the prior examination or diagnosis of a dentist and  
21 without the dentist being personally on site when services are  
22 provided. The contract must, at a minimum, contain the following  
23 elements:

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

26 (b) Practice settings where services and procedures may be  
27 provided;

28 (c) Any limitations on the services or procedures the dental  
29 therapist may provide;

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

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

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

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



1 (h) Protocols for administering and dispensing medications,  
2 including the specific circumstances under which the medications may  
3 be dispensed and administered;

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

7 (j) Specific written protocols governing situations where the  
8 dental therapist encounters a patient requiring treatment that  
9 exceeds the dental therapist's scope of practice or capabilities and  
10 protocols for referral of patients requiring evaluation and treatment  
11 by dentists, denturists, physicians, advanced registered nurse  
12 practitioners, or other health care providers.

13 (2) The dental therapist shall accept responsibility for all  
14 services and procedures provided by the dental therapist or any  
15 auxiliary dental providers the dental therapist is supervising  
16 pursuant to the practice plan contract.

17 (3) A supervising dentist who knowingly permits a dental  
18 therapist to provide a service or procedure that is not authorized in  
19 the practice plan contract, or any dental therapist who provides a  
20 service or procedure that is not authorized in the practice plan  
21 contract, commits unprofessional conduct for purposes of chapter  
22 18.130 RCW.

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

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

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

31 (5) A dental therapist shall perform only those services  
32 authorized by the supervising dentist and written practice plan  
33 contract and shall maintain an appropriate level of contact with the  
34 supervising dentist.

35 (6) Practice plan contracts must be signed and maintained by both  
36 the supervising dentist and the dental therapist.

37 (7) A supervising dentist may supervise no more than a total of  
38 five dental therapists at any one time.

39 (8) A dental therapist must submit a signed copy of the practice  
40 plan to the secretary at the time of licensure renewal. If the

1 practice plan is revised in between license renewal, a signed copy of  
2 the revised practice plan must be submitted as soon as practicable  
3 after the revision is made.

4 NEW SECTION. **Sec. 9.** Nothing in this chapter prohibits or  
5 affects:

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

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

13 (3) The practice of dental therapy pursuant to an education  
14 program described in section 5 of this act;

15 (4) The practice of dental therapy under the supervision of a  
16 dentist necessary to meet the clinical experience or preceptorship  
17 requirements of section 5 of this act; or

18 (5) The practice of federally certified dental health aide  
19 therapists or tribally licensed dental therapists practicing in  
20 clinics operated by an Indian health service, Indian health service  
21 direct, tribal 638, or an urban Indian health program system of care,  
22 as those terms are defined in the Indian health care improvement act,  
23 Title 25 U.S.C. Sec. 1603(12), (25) and (29).

24 NEW SECTION. **Sec. 10.** (1) A dental therapist may practice only  
25 in the following settings:

26 (a) Federally qualified health centers, federally qualified  
27 health center look-alikes, or nonprofit clinics;

28 (b) School-based health clinics;

29 (c) Long-term care facilities;

30 (d) Correctional institutions;

31 (e) Hospitals;

32 (f) Clinics operated by accredited schools of dentistry, dental  
33 therapy, or dental hygiene;

34 (g) Clinics operated by an Indian health service, Indian health  
35 service direct, tribal 638, or an urban Indian health program system  
36 of care, as those terms are defined in the Indian health care  
37 improvement act, Title 25 U.S.C. Sec. 1603(12), (25) and (29);

1 (h) Practice settings in which the dental therapist's patient  
2 base is at least 35 percent medicaid, low income, or uninsured; and

3 (i) Clinics that serve an area designated by the federal health  
4 resources and services administration as dental professional shortage  
5 areas.

6 (2) A dental therapist may not work in any other setting that is  
7 not listed in this section.

8 NEW SECTION. **Sec. 11.** The uniform disciplinary act, chapter  
9 18.130 RCW shall govern the issuance and denial of licenses,  
10 unlicensed practice, and the discipline of persons licensed under  
11 this chapter. The board is the disciplining authority under this  
12 chapter.

13 NEW SECTION. **Sec. 12.** (1) The department shall issue a limited  
14 license to any applicant who, as determined by the secretary:

15 (a) Holds a valid license, certification, or recertification in  
16 another state, Canadian province, or has been certified or licensed  
17 by a federal or tribal governing board in the previous two years,  
18 that allows a substantially equivalent, but not the entire scope of  
19 practice in section 7 of this act;

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

22 (c) Files with the secretary documentation certifying that the  
23 applicant:

24 (i) Has graduated from a dental therapy school accredited by the  
25 commission on dental accreditation or has graduated from a dental  
26 therapy education program that the board determines is substantially  
27 equivalent to an accredited education program; and

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

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

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

36 (f) Pays any required fees.

37 (2) A person practicing with a limited license granted under this  
38 section has the authority to perform only those dental therapy

1 procedures in section 7 of this act that he or she was licensed or  
2 certified to practice in their previous state, tribe, or Canadian  
3 province.

4 (3) Upon demonstration of competency in all procedures in section  
5 7 of this act, the limited license holder may apply for licensure as  
6 a dental therapist under section 5 of this act.

7 **Sec. 13.** RCW 18.32.030 and 2017 c 5 s 5 are each amended to read  
8 as follows:

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

11 (1) The rendering of dental relief in emergency cases in the  
12 practice of his or her profession by a physician or surgeon, licensed  
13 as such and registered under the laws of this state, unless the  
14 physician or surgeon undertakes to or does reproduce lost parts of  
15 the human teeth in the mouth or to restore or to replace in the human  
16 mouth lost or missing teeth;

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

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

26 (4) The practice of dentistry by licensed dentists of other  
27 states or countries while appearing as clinicians at meetings of the  
28 Washington state dental association, or component parts thereof, or  
29 at meetings sanctioned by them, or other groups approved by the  
30 commission;

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

34 (6) The making, repairing, altering, or supplying of artificial  
35 restorations, substitutions, appliances, or materials for the  
36 correction of disease, loss, deformity, malposition, dislocation,  
37 fracture, injury to the jaws, teeth, lips, gums, cheeks, palate, or  
38 associated tissues or parts; providing the same are made, repaired,  
39 altered, or supplied pursuant to the written instructions and order

1 of a licensed dentist which may be accompanied by casts, models, or  
2 impressions furnished by the dentist, and the prescriptions shall be  
3 retained and filed for a period of not less than three years and  
4 shall be available to and subject to the examination of the secretary  
5 or the secretary's authorized representatives;

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

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

14 (9) The performing of dental operations or services by registered  
15 dental assistants and licensed expanded function dental auxiliaries  
16 holding a credential issued under chapter 18.260 RCW when performed  
17 under the supervision of a licensed dentist, by dental therapists  
18 licensed under chapter 18.--- RCW (the new chapter created in section  
19 35 of this act), or by other persons not licensed under this chapter  
20 if the person is licensed pursuant to chapter 18.29, 18.57, 18.71, or  
21 18.79 RCW as it applies to registered nurses and advanced registered  
22 nurse practitioners, each while acting within the scope of the  
23 person's permitted practice under the person's license: PROVIDED  
24 HOWEVER, That such persons shall in no event perform the following  
25 dental operations or services unless permitted to be performed by the  
26 person under this chapter or chapters 18.29, 18.57, 18.71, 18.79 as  
27 it applies to registered nurses and advanced registered nurse  
28 practitioners, and 18.260 RCW:

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

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

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

37 (d) Any oral prophylaxis;

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

1 (10) The performing of dental services described in RCW  
2 18.350.040 by dental anesthesia assistants certified under chapter  
3 18.350 RCW when working under the supervision and direction of an  
4 oral and maxillofacial surgeon or dental anesthesiologist; and

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

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

9 The definitions in this section apply throughout this chapter  
10 unless the context clearly requires otherwise.

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

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

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

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

1 18.57 RCW; pharmacy under chapters 18.64 and 18.64A RCW; medicine  
2 under chapters 18.71 and 18.71A RCW; emergency medicine under chapter  
3 18.73 RCW; physical therapy under chapter 18.74 RCW; practical nurses  
4 under chapter 18.79 RCW; psychologists under chapter 18.83 RCW;  
5 registered nurses under chapter 18.79 RCW; occupational therapists  
6 licensed under chapter 18.59 RCW; respiratory care practitioners  
7 licensed under chapter 18.89 RCW; veterinarians and veterinary  
8 technicians under chapter 18.92 RCW; massage therapists under chapter  
9 18.108 RCW; acupuncturists or acupuncture and Eastern medicine  
10 practitioners licensed under chapter 18.06 RCW; persons registered  
11 under chapter 18.19 RCW; persons licensed as mental health  
12 counselors, marriage and family therapists, and social workers under  
13 chapter 18.225 RCW; dietitians and nutritionists certified by chapter  
14 18.138 RCW; radiologic technicians under chapter 18.84 RCW; nursing  
15 assistants registered or certified under chapter 18.88A RCW;  
16 reflexologists certified under chapter 18.108 RCW; medical  
17 assistants-certified, medical assistants-hemodialysis technician,  
18 medical assistants-phlebotomist, forensic phlebotomist, and medical  
19 assistants-registered certified and registered under chapter 18.360  
20 RCW; ~~(and)~~ licensed behavior analysts, licensed assistant behavior  
21 analysts, and certified behavior technicians under chapter 18.380  
22 RCW; and dental therapists licensed under chapter 18.--- RCW (the new  
23 chapter created in section 35 of this act).

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

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

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

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

1 (9) "Professional license" means an individual, nontransferable  
2 authorization to carry on a health activity based on qualifications  
3 which include: (a) Graduation from an accredited or approved program,  
4 and (b) acceptable performance on a qualifying examination or series  
5 of examinations.

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

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

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

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

26 **Sec. 15.** RCW 18.130.040 and 2021 c 179 s 7 are each amended to  
27 read as follows:

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

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

35 (i) Dispensing opticians licensed and designated apprentices  
36 under chapter 18.34 RCW;

37 (ii) Midwives licensed under chapter 18.50 RCW;

38 (iii) Ocularists licensed under chapter 18.55 RCW;



1 (iv) Massage therapists and businesses licensed under chapter  
2 18.108 RCW;

3 (v) ~~((Dental hygienists licensed under chapter 18.29 RCW;~~  
4 ~~(vi))~~ Acupuncturists or acupuncture and Eastern medicine  
5 practitioners licensed under chapter 18.06 RCW;

6 ~~((vii))~~ (vi) Radiologic technologists certified and X-ray  
7 technicians registered under chapter 18.84 RCW;

8 ~~((viii))~~ (vii) Respiratory care practitioners licensed under  
9 chapter 18.89 RCW;

10 ~~((ix))~~ (viii) Hypnotherapists and agency affiliated counselors  
11 registered and advisors and counselors certified under chapter 18.19  
12 RCW;

13 ~~((x))~~ (ix) Persons licensed as mental health counselors, mental  
14 health counselor associates, marriage and family therapists, marriage  
15 and family therapist associates, social workers, social work  
16 associates—advanced, and social work associates—independent clinical  
17 under chapter 18.225 RCW;

18 ~~((xi))~~ (x) Persons registered as nursing pool operators under  
19 chapter 18.52C RCW;

20 ~~((xii))~~ (xi) Nursing assistants registered or certified or  
21 medication assistants endorsed under chapter 18.88A RCW;

22 ~~((xiii))~~ (xii) Dietitians and nutritionists certified under  
23 chapter 18.138 RCW;

24 ~~((xiv))~~ (xiii) Substance use disorder professionals, substance  
25 use disorder professional trainees, or co-occurring disorder  
26 specialists certified under chapter 18.205 RCW;

27 ~~((xv))~~ (xiv) Sex offender treatment providers and certified  
28 affiliate sex offender treatment providers certified under chapter  
29 18.155 RCW;

30 ~~((xvi))~~ (xv) Persons licensed and certified under chapter 18.73  
31 RCW or RCW 18.71.205;

32 ~~((xvii))~~ (xvi) Orthotists and prosthetists licensed under  
33 chapter 18.200 RCW;

34 ~~((xviii))~~ (xvii) Surgical technologists registered under  
35 chapter 18.215 RCW;

36 ~~((xix))~~ (xviii) Recreational therapists under chapter 18.230  
37 RCW;

38 ~~((xx))~~ (xix) Animal massage therapists certified under chapter  
39 18.240 RCW;

1       (~~(xxi)~~) (xx) Athletic trainers licensed under chapter 18.250  
2 RCW;

3       (~~(xxii)~~) (xxi) Home care aides certified under chapter 18.88B  
4 RCW;

5       (~~(xxiii)~~) (xxii) Genetic counselors licensed under chapter  
6 18.290 RCW;

7       (~~(xxiv)~~) (xxiii) Reflexologists certified under chapter 18.108  
8 RCW;

9       (~~(xxv)~~) (xxiv) Medical assistants-certified, medical  
10 assistants-hemodialysis technician, medical assistants-phlebotomist,  
11 forensic phlebotomist, and medical assistants-registered certified  
12 and registered under chapter 18.360 RCW; and

13       (~~(xxvi)~~) (xxv) Behavior analysts, assistant behavior analysts,  
14 and behavior technicians under chapter 18.380 RCW.

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

17       (i) The podiatric medical board as established in chapter 18.22  
18 RCW;

19       (ii) The chiropractic quality assurance commission as established  
20 in chapter 18.25 RCW;

21       (iii) The dental quality assurance commission as established in  
22 chapter 18.32 RCW governing licenses issued under chapter 18.32 RCW,  
23 licenses and registrations issued under chapter 18.260 RCW, and  
24 certifications issued under chapter 18.350 RCW;

25       (iv) The board of hearing and speech as established in chapter  
26 18.35 RCW;

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

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

31       (vii) The board of osteopathic medicine and surgery as  
32 established in chapter 18.57 RCW governing licenses issued under  
33 chapter 18.57 RCW;

34       (viii) The pharmacy quality assurance commission as established  
35 in chapter 18.64 RCW governing licenses issued under chapters 18.64  
36 and 18.64A RCW;

37       (ix) The Washington medical commission as established in chapter  
38 18.71 RCW governing licenses and registrations issued under chapters  
39 18.71 and 18.71A RCW;

1 (x) The board of physical therapy as established in chapter 18.74  
2 RCW;

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

5 (xii) The nursing care quality assurance commission as  
6 established in chapter 18.79 RCW governing licenses and registrations  
7 issued under that chapter;

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

10 (xiv) The veterinary board of governors as established in chapter  
11 18.92 RCW;

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

15 (xvi) The board of denturists established in chapter 18.30 RCW;  
16 and

17 (xvii) The board of dental therapy and dental hygiene as  
18 established in section 3 of this act governing licenses issued under  
19 chapter 18.--- RCW (the new chapter created in section 35 of this  
20 act) and chapter 18.29 RCW.

21 (3) In addition to the authority to discipline license holders,  
22 the disciplining authority has the authority to grant or deny  
23 licenses. The disciplining authority may also grant a license subject  
24 to conditions.

25 (4) All disciplining authorities shall adopt procedures to ensure  
26 substantially consistent application of this chapter, the uniform  
27 disciplinary act, among the disciplining authorities listed in  
28 subsection (2) of this section.

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

31 The definitions in this section apply throughout this chapter  
32 unless the context clearly requires otherwise.

33 (1) "Close supervision" means that a supervising dentist or  
34 supervising dental therapist whose patient is being treated has  
35 personally diagnosed the condition to be treated and has personally  
36 authorized the procedures to be performed. The supervising dentist or  
37 supervising dental therapist is continuously on-site and physically  
38 present in the treatment facility while the procedures are performed  
39 by the assistive personnel and capable of responding immediately in

1 the event of an emergency. The term does not require a supervising  
2 dentist or supervising dental therapist to be physically present in  
3 the operatory.

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

6 (3) "Dental assistant" means a person who is registered by the  
7 commission to provide supportive services to a licensed dentist or a  
8 licensed dental therapist to the extent provided in this chapter and  
9 under the close supervision of a dentist or close supervision of a  
10 dental therapist.

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

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

16 ~~((+5))~~ (6) "Department" means the department of health.

17 ~~((+6))~~ (7) "Expanded function dental auxiliary" means a person  
18 who is licensed by the commission to provide supportive services to a  
19 licensed dentist or dental therapist to the extent provided in this  
20 chapter and under the specified level of supervision of a dentist or  
21 dental therapist.

22 ~~((+7))~~ (8) "General supervision" means that a supervising  
23 dentist or dental therapist has examined and diagnosed the patient  
24 and provided subsequent instructions to be performed by the assistive  
25 personnel, but does not require that the dentist or dental therapist  
26 be physically present in the treatment facility.

27 ~~((+8))~~ (9) "Secretary" means the secretary of health.

28 ~~((+9))~~ (10) "Supervising dental therapist" means a dental  
29 therapist licensed under chapter 18.--- RCW (the new chapter created  
30 in section 35 of this act) who is responsible for providing the  
31 appropriate level of supervision for dental assistants and expanded  
32 function dental auxiliaries.

33 (11) "Supervising dentist" means a dentist licensed under chapter  
34 18.32 RCW that is responsible for providing the appropriate level of  
35 supervision for dental assistants and expanded function dental  
36 auxiliaries.

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

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

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

7 (c) All dental services performed by dental assistants under (a)  
8 or (b) of this subsection must be performed under the close  
9 supervision of a supervising dentist or supervising dental therapist  
10 as the dentist or dental therapist may allow.

11 (2) In addition to any other limitations established by the  
12 commission, dental assistants may not perform the following  
13 procedures:

14 (a) Any scaling procedure;

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

16 (c) Administration of any general or local anesthetic, including  
17 intravenous sedation;

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

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

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

28 (3) A dentist or dental therapist may not assign a dental  
29 assistant to perform duties until the dental assistant has  
30 demonstrated skills necessary to perform competently all assigned  
31 duties and responsibilities.

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

34 (1) The commission shall adopt rules relating to the scope of  
35 expanded function dental auxiliary services related to patient care  
36 and laboratory duties that may be performed by expanded function  
37 dental auxiliaries.

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

1 (a) In addition to the dental assisting services that a dental  
2 assistant may perform under the close supervision of a supervising  
3 dentist or supervising dental therapist, the performance of the  
4 following services under the general supervision of a supervising  
5 dentist or supervising dental therapist as the dentist or dental  
6 therapist may allow:

7 (i) Performing coronal polishing;

8 (ii) Giving fluoride treatments;

9 (iii) Applying sealants;

10 (iv) Placing dental x-ray film and exposing and developing the  
11 films;

12 (v) Giving patient oral health instruction; and

13 (b) Notwithstanding any prohibitions in RCW 18.260.040, the  
14 performance of the following services under the close supervision of  
15 a supervising dentist or supervising dental therapist as the dentist  
16 or dental therapist may allow:

17 (i) Placing and carving direct restorations; and

18 (ii) Taking final impressions.

19 (3) A dentist or dental therapist may not assign an expanded  
20 function dental auxiliary to perform services until the expanded  
21 function dental auxiliary has demonstrated skills necessary to  
22 perform competently all assigned duties and responsibilities.

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

25 A supervising dentist or supervising dental therapist is  
26 responsible for:

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

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

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

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

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

1 (a) A practitioner; or  
2 (b) The patient or research subject at the direction of the  
3 practitioner.  
4 (2) "Commission" means the pharmacy quality assurance commission.  
5 (3) "Community-based care settings" include: Community  
6 residential programs for persons with developmental disabilities,  
7 certified by the department of social and health services under  
8 chapter 71A.12 RCW; adult family homes licensed under chapter 70.128  
9 RCW; and assisted living facilities licensed under chapter 18.20 RCW.  
10 Community-based care settings do not include acute care or skilled  
11 nursing facilities.  
12 (4) "Deliver" or "delivery" means the actual, constructive, or  
13 attempted transfer from one person to another of a legend drug,  
14 whether or not there is an agency relationship.  
15 (5) "Department" means the department of health.  
16 (6) "Dispense" means the interpretation of a prescription or  
17 order for a legend drug and, pursuant to that prescription or order,  
18 the proper selection, measuring, compounding, labeling, or packaging  
19 necessary to prepare that prescription or order for delivery.  
20 (7) "Dispenser" means a practitioner who dispenses.  
21 (8) "Distribute" means to deliver other than by administering or  
22 dispensing a legend drug.  
23 (9) "Distributor" means a person who distributes.  
24 (10) "Drug" means:  
25 (a) Substances recognized as drugs in the official United States  
26 pharmacopoeia, official homeopathic pharmacopoeia of the United  
27 States, or official national formulary, or any supplement to any of  
28 them;  
29 (b) Substances intended for use in the diagnosis, cure,  
30 mitigation, treatment, or prevention of disease in human beings or  
31 animals;  
32 (c) Substances (other than food, minerals or vitamins) intended  
33 to affect the structure or any function of the body of human beings  
34 or animals; and  
35 (d) Substances intended for use as a component of any article  
36 specified in (a), (b), or (c) of this subsection. It does not include  
37 devices or their components, parts, or accessories.  
38 (11) "Electronic communication of prescription information" means  
39 the transmission of a prescription or refill authorization for a drug  
40 of a practitioner using computer systems. The term does not include a

1 prescription or refill authorization transmitted verbally by  
2 telephone nor a facsimile manually signed by the practitioner.

3 (12) "In-home care settings" include an individual's place of  
4 temporary and permanent residence, but does not include acute care or  
5 skilled nursing facilities, and does not include community-based care  
6 settings.

7 (13) "Legend drugs" means any drugs which are required by state  
8 law or regulation of the pharmacy quality assurance commission to be  
9 dispensed on prescription only or are restricted to use by  
10 practitioners only.

11 (14) "Legible prescription" means a prescription or medication  
12 order issued by a practitioner that is capable of being read and  
13 understood by the pharmacist filling the prescription or the nurse or  
14 other practitioner implementing the medication order. A prescription  
15 must be hand printed, typewritten, or electronically generated.

16 (15) "Medication assistance" means assistance rendered by a  
17 nonpractitioner to an individual residing in a community-based care  
18 setting or in-home care setting to facilitate the individual's self-  
19 administration of a legend drug or controlled substance. It includes  
20 reminding or coaching the individual, handing the medication  
21 container to the individual, opening the individual's medication  
22 container, using an enabler, or placing the medication in the  
23 individual's hand, and such other means of medication assistance as  
24 defined by rule adopted by the department. A nonpractitioner may help  
25 in the preparation of legend drugs or controlled substances for self-  
26 administration where a practitioner has determined and communicated  
27 orally or by written direction that such medication preparation  
28 assistance is necessary and appropriate. Medication assistance shall  
29 not include assistance with intravenous medications or injectable  
30 medications, except prefilled insulin syringes.

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

34 (17) "Practitioner" means:

35 (a) A physician under chapter 18.71 RCW, an osteopathic physician  
36 or an osteopathic physician and surgeon under chapter 18.57 RCW, a  
37 dentist under chapter 18.32 RCW, a podiatric physician and surgeon  
38 under chapter 18.22 RCW, an acupuncturist or acupuncture and Eastern  
39 medicine practitioner to the extent authorized under chapter 18.06  
40 RCW and the rules adopted under RCW 18.06.010(1)(~~(j)~~) (m), a



1 veterinarian under chapter 18.92 RCW, a registered nurse, advanced  
2 registered nurse practitioner, or licensed practical nurse under  
3 chapter 18.79 RCW, an optometrist under chapter 18.53 RCW who is  
4 certified by the optometry board under RCW 18.53.010, a physician  
5 assistant under chapter 18.71A RCW, a naturopath licensed under  
6 chapter 18.36A RCW, a licensed athletic trainer to the extent  
7 authorized under chapter 18.250 RCW, a pharmacist under chapter 18.64  
8 RCW, (~~or,~~) when acting under the required supervision of a dentist  
9 licensed under chapter 18.32 RCW, a dental hygienist licensed under  
10 chapter 18.29 RCW, or a dental therapist licensed under chapter  
11 18.--- RCW (the new chapter created in section 35 of this act);

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

16 (c) A physician licensed to practice medicine and surgery or a  
17 physician licensed to practice osteopathic medicine and surgery in  
18 any state, or province of Canada, which shares a common border with  
19 the state of Washington.

20 (18) "Secretary" means the secretary of health or the secretary's  
21 designee.

22 **Sec. 21.** RCW 69.41.030 and 2021 c 311 s 12 are each amended to  
23 read as follows:

24 (1) It shall be unlawful for any person to sell, deliver, or  
25 knowingly possess any legend drug except upon the order or  
26 prescription of a physician under chapter 18.71 RCW, an osteopathic  
27 physician and surgeon under chapter 18.57 RCW, an optometrist  
28 licensed under chapter 18.53 RCW who is certified by the optometry  
29 board under RCW 18.53.010, a dentist under chapter 18.32 RCW, a  
30 podiatric physician and surgeon under chapter 18.22 RCW, a  
31 veterinarian under chapter 18.92 RCW, a commissioned medical or  
32 dental officer in the United States armed forces or public health  
33 service in the discharge of his or her official duties, a duly  
34 licensed physician or dentist employed by the veterans administration  
35 in the discharge of his or her official duties, a registered nurse or  
36 advanced registered nurse practitioner under chapter 18.79 RCW when  
37 authorized by the nursing care quality assurance commission, a  
38 pharmacist licensed under chapter 18.64 RCW to the extent permitted  
39 by drug therapy guidelines or protocols established under RCW

1 18.64.011 and authorized by the commission and approved by a  
2 practitioner authorized to prescribe drugs, a physician assistant  
3 under chapter 18.71A RCW when authorized by the Washington medical  
4 commission, a dental therapist licensed under chapter 18.--- RCW (the  
5 new chapter created in section 35 of this act), or any of the  
6 following professionals in any province of Canada that shares a  
7 common border with the state of Washington or in any state of the  
8 United States: A physician licensed to practice medicine and surgery  
9 or a physician licensed to practice osteopathic medicine and surgery,  
10 a dentist licensed to practice dentistry, a podiatric physician and  
11 surgeon licensed to practice podiatric medicine and surgery, a  
12 licensed advanced registered nurse practitioner, a licensed physician  
13 assistant, or a veterinarian licensed to practice veterinary  
14 medicine: PROVIDED, HOWEVER, That the above provisions shall not  
15 apply to sale, delivery, or possession by drug wholesalers or drug  
16 manufacturers, or their agents or employees, or to any practitioner  
17 acting within the scope of his or her license, or to a common or  
18 contract carrier or warehouse operator, or any employee thereof,  
19 whose possession of any legend drug is in the usual course of  
20 business or employment: PROVIDED FURTHER, That nothing in this  
21 chapter or chapter 18.64 RCW shall prevent a family planning clinic  
22 that is under contract with the health care authority from selling,  
23 delivering, possessing, and dispensing commercially prepackaged oral  
24 contraceptives prescribed by authorized, licensed health care  
25 practitioners: PROVIDED FURTHER, That nothing in this chapter  
26 prohibits possession or delivery of legend drugs by an authorized  
27 collector or other person participating in the operation of a drug  
28 take-back program authorized in chapter 69.48 RCW.

29 (2) (a) A violation of this section involving the sale, delivery,  
30 or possession with intent to sell or deliver is a class B felony  
31 punishable according to chapter 9A.20 RCW.

32 (b) A violation of this section involving possession is a  
33 misdemeanor. The prosecutor is encouraged to divert such cases for  
34 assessment, treatment, or other services.

35 **Sec. 22.** RCW 69.41.030 and 2020 c 80 s 41 are each amended to  
36 read as follows:

37 (1) It shall be unlawful for any person to sell, deliver, or  
38 possess any legend drug except upon the order or prescription of a  
39 physician under chapter 18.71 RCW, an osteopathic physician and

1 surgeon under chapter 18.57 RCW, an optometrist licensed under  
2 chapter 18.53 RCW who is certified by the optometry board under RCW  
3 18.53.010, a dentist under chapter 18.32 RCW, a podiatric physician  
4 and surgeon under chapter 18.22 RCW, a veterinarian under chapter  
5 18.92 RCW, a commissioned medical or dental officer in the United  
6 States armed forces or public health service in the discharge of his  
7 or her official duties, a duly licensed physician or dentist employed  
8 by the veterans administration in the discharge of his or her  
9 official duties, a registered nurse or advanced registered nurse  
10 practitioner under chapter 18.79 RCW when authorized by the nursing  
11 care quality assurance commission, a pharmacist licensed under  
12 chapter 18.64 RCW to the extent permitted by drug therapy guidelines  
13 or protocols established under RCW 18.64.011 and authorized by the  
14 commission and approved by a practitioner authorized to prescribe  
15 drugs, a physician assistant under chapter 18.71A RCW when authorized  
16 by the Washington medical commission, a dental therapist licensed  
17 under chapter 18.--- RCW (the new chapter created in section 35 of  
18 this act), or any of the following professionals in any province of  
19 Canada that shares a common border with the state of Washington or in  
20 any state of the United States: A physician licensed to practice  
21 medicine and surgery or a physician licensed to practice osteopathic  
22 medicine and surgery, a dentist licensed to practice dentistry, a  
23 podiatric physician and surgeon licensed to practice podiatric  
24 medicine and surgery, a licensed advanced registered nurse  
25 practitioner, a licensed physician assistant, or a veterinarian  
26 licensed to practice veterinary medicine: PROVIDED, HOWEVER, That the  
27 above provisions shall not apply to sale, delivery, or possession by  
28 drug wholesalers or drug manufacturers, or their agents or employees,  
29 or to any practitioner acting within the scope of his or her license,  
30 or to a common or contract carrier or warehouse operator, or any  
31 employee thereof, whose possession of any legend drug is in the usual  
32 course of business or employment: PROVIDED FURTHER, That nothing in  
33 this chapter or chapter 18.64 RCW shall prevent a family planning  
34 clinic that is under contract with the health care authority from  
35 selling, delivering, possessing, and dispensing commercially  
36 prepackaged oral contraceptives prescribed by authorized, licensed  
37 health care practitioners: PROVIDED FURTHER, That nothing in this  
38 chapter prohibits possession or delivery of legend drugs by an  
39 authorized collector or other person participating in the operation  
40 of a drug take-back program authorized in chapter 69.48 RCW.

1 (2) (a) A violation of this section involving the sale, delivery,  
2 or possession with intent to sell or deliver is a class B felony  
3 punishable according to chapter 9A.20 RCW.

4 (b) A violation of this section involving possession is a  
5 misdemeanor.

6 **Sec. 23.** RCW 70.350.020 and 2017 c 5 s 2 are each amended to  
7 read as follows:

8 (1) Dental health aide therapist services are authorized by this  
9 chapter under the following conditions:

10 (a) The person providing services is certified as a dental health  
11 aide therapist by:

12 (i) A federal community health aide program certification board;  
13 or

14 (ii) A federally recognized Indian tribe that has adopted  
15 certification standards that meet or exceed the requirements of a  
16 federal community health aide program certification board;

17 (b) All services are performed:

18 (i) In a practice setting (~~((within the exterior boundaries of a~~  
19 ~~tribal reservation))~~) and operated by an Indian health (~~((program))~~)  
20 service, Indian health service direct, tribal 638, or an urban Indian  
21 health program system of care, as those terms are defined in the  
22 Indian health care improvement act, Title 25 U.S.C. Sec. 1603(12),  
23 (25) and (29);

24 (ii) In accordance with the standards adopted by the certifying  
25 body in (a) of this subsection, including scope of practice,  
26 training, supervision, and continuing education;

27 (iii) Pursuant to any applicable written standing orders by a  
28 supervising dentist; and

29 (iv) On persons who are members of a federally recognized tribe  
30 or otherwise eligible for services under Indian health service  
31 criteria, pursuant to the Indian health care improvement act, Title  
32 25 U.S.C. Sec. 1601 et seq.

33 (2) The performance of dental health aide therapist services is  
34 authorized for a person when working within the scope, supervision,  
35 and direction of a dental health aide therapy training program that  
36 is certified by an entity described in subsection (1) of this  
37 section.

38 (3) All services performed within the scope of subsection (1) or  
39 (2) of this section, including the employment or supervision of such

1 services, are exempt from licensing requirements under chapters  
2 18.29, 18.32, 18.260, and 18.350 RCW.

3 **Sec. 24.** RCW 18.29.021 and 1996 c 191 s 10 are each amended to  
4 read as follows:

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

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

11 (b) Has successfully completed an examination administered or  
12 approved by the board of dental therapy and dental hygiene  
13 (~~(examining committee)~~); and

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

17 (2) Applications for licensure must comply with administrative  
18 procedures, administrative requirements, and fees established  
19 according to RCW 43.70.250 and 43.70.280.

20 **Sec. 25.** RCW 18.29.120 and 1995 c 198 s 5 are each amended to  
21 read as follows:

22 The secretary in consultation with the (~~Washington~~) board of  
23 dental therapy and dental hygiene (~~(examining committee)~~) shall:

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

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

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

31 (4) Administer at least two examinations each calendar year.  
32 Additional examinations may be given as necessary; and

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

35 **Sec. 26.** RCW 18.29.150 and 1991 c 3 s 55 are each amended to  
36 read as follows:

1 (1) The secretary shall establish the date and location of the  
2 examination. Applicants who meet the education requirements for  
3 licensure shall be scheduled for the next examination following the  
4 filing of the application. The secretary shall establish by rule the  
5 examination application deadline.

6 (2) The examination shall contain subjects appropriate to the  
7 scope of practice and on laws in the state of Washington regulating  
8 dental hygiene practice.

9 (3) The ((~~committee~~)) board of dental therapy and dental hygiene  
10 shall establish by rule the requirements for a reexamination if the  
11 applicant has failed the examination.

12 (4) The ((~~committee~~)) board of dental therapy and dental hygiene  
13 may approve an examination prepared or administered by a private  
14 testing agency or association of licensing authorities.

15 **Sec. 27.** RCW 18.29.160 and 1991 c 3 s 56 are each amended to  
16 read as follows:

17 The secretary, members of the ((~~committee~~)) board of dental  
18 therapy and dental hygiene, and individuals acting on their behalf  
19 are immune from suit in any action, civil or criminal, based on any  
20 acts performed in the course of their duties.

21 **Sec. 28.** RCW 18.29.170 and 1989 c 202 s 9 are each amended to  
22 read as follows:

23 The ((~~committee~~)) board of dental therapy and dental hygiene  
24 shall meet at least once a year and at such times as may be necessary  
25 for the transaction of business.

26 A majority of the ((~~committee~~)) board of dental therapy and  
27 dental hygiene shall constitute a quorum.

28 A vacancy in the ((~~committee~~)) board of dental therapy and dental  
29 hygiene membership shall not impair the right of the remaining  
30 members of the ((~~committee~~)) board of dental therapy and dental  
31 hygiene to exercise any power or to perform any duty of the  
32 ((~~committee~~)) board of dental therapy and dental hygiene, so long as  
33 the power is exercised or the duty performed by a quorum of the  
34 ((~~committee~~)) board of dental therapy and dental hygiene.

35 **Sec. 29.** RCW 18.29.210 and 1993 c 323 s 4 are each amended to  
36 read as follows:

1 The secretary in consultation with the board of dental therapy  
2 and dental hygiene (~~(examining committee)~~) shall develop rules and  
3 definitions to implement this chapter.

4 **Sec. 30.** RCW 18.260.100 and 2007 c 269 s 10 are each amended to  
5 read as follows:

6 (1) The commission may approve a written examination prepared or  
7 administered by a private testing agency or association of licensing  
8 agencies for use by an applicant in meeting the licensing  
9 requirements under RCW 18.260.050. The requirement that the  
10 examination be written does not exclude the use of computerized test  
11 administration.

12 (2) The commission, upon consultation with the board of dental  
13 therapy and dental hygiene (~~(examining committee)~~), may approve a  
14 clinical examination prepared or administered by a private testing  
15 agency or association of licensing agencies for use by an applicant  
16 in meeting the licensing requirements under RCW 18.260.050.

17 **Sec. 31.** RCW 18.260.140 and 2007 c 269 s 18 are each amended to  
18 read as follows:

19 By November 15, 2012, the department, in consultation with the  
20 commission and the board of dental therapy and dental hygiene  
21 (~~(examining committee)~~), shall conduct a review of the effectiveness  
22 of the creation of the dental assistant and expanded function dental  
23 auxiliary professions as related to:

- 24 (1) Increasing professional standards in dental practices;
- 25 (2) Increasing efficiency in dental practices and community  
26 health clinics;
- 27 (3) Promoting career ladders in the dental professions; and
- 28 (4) Recommendations for expanding or contracting the practice of  
29 dental assistants and expanded function dental auxiliaries.

30 **Sec. 32.** RCW 43.70.442 and 2020 c 229 s 1 and 2020 c 80 s 30 are  
31 each reenacted and amended to read as follows:

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

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

1 (ii) A substance use disorder professional licensed under chapter  
2 18.205 RCW;

3 (iii) A marriage and family therapist licensed under chapter  
4 18.225 RCW;

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

6 (v) An occupational therapy practitioner licensed under chapter  
7 18.59 RCW;

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

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

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

13 (b) The requirements in (a) of this subsection apply to a person  
14 holding a retired active license for one of the professions in (a) of  
15 this subsection.

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

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

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

27 (i) A professional listed in subsection (1)(a) of this section  
28 must complete the first training required by this section by the end  
29 of the first full continuing education reporting period after January  
30 1, 2014, or during the first full continuing education reporting  
31 period after initial licensure or certification, whichever occurs  
32 later.

33 (ii) Beginning July 1, 2021, the second training for a  
34 psychologist, a marriage and family therapist, a mental health  
35 counselor, an advanced social worker, an independent clinical social  
36 worker, a social worker associate-advanced, or a social worker  
37 associate-independent clinical must be either: (A) An advanced  
38 training focused on suicide management, suicide care protocols, or  
39 effective treatments; or (B) a training in a treatment modality shown  
40 to be effective in working with people who are suicidal, including



1 dialectical behavior therapy, collaborative assessment and management  
2 of suicide risk, or cognitive behavior therapy-suicide prevention. If  
3 a professional subject to the requirements of this subsection has  
4 already completed the professional's second training prior to July 1,  
5 2021, the professional's next training must comply with this  
6 subsection. This subsection (2)(a)(ii) does not apply if the licensee  
7 demonstrates that the training required by this subsection (2)(a)(ii)  
8 is not reasonably available.

9 (b)(i) A professional listed in subsection (1)(a) of this section  
10 applying for initial licensure may delay completion of the first  
11 training required by this section for six years after initial  
12 licensure if he or she can demonstrate successful completion of the  
13 training required in subsection (1) of this section no more than six  
14 years prior to the application for initial licensure.

15 (ii) Beginning July 1, 2021, a psychologist, a marriage and  
16 family therapist, a mental health counselor, an advanced social  
17 worker, an independent clinical social worker, a social worker  
18 associate-advanced, or a social worker associate-independent clinical  
19 exempt from his or her first training under (b)(i) of this subsection  
20 must comply with the requirements of (a)(ii) of this subsection for  
21 his or her first training after initial licensure. If a professional  
22 subject to the requirements of this subsection has already completed  
23 the professional's first training after initial licensure, the  
24 professional's next training must comply with this subsection  
25 (2)(b)(ii). This subsection (2)(b)(ii) does not apply if the licensee  
26 demonstrates that the training required by this subsection (2)(b)(ii)  
27 is not reasonably available.

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

32 (4)(a) A disciplining authority may, by rule, specify minimum  
33 training and experience that is sufficient to exempt an individual  
34 professional from the training requirements in subsections (1) and  
35 (5) of this section. Nothing in this subsection (4)(a) allows a  
36 disciplining authority to provide blanket exemptions to broad  
37 categories or specialties within a profession.

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

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

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

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

7 (iii) A licensed practical nurse, registered nurse, or advanced  
8 registered nurse practitioner, other than a certified registered  
9 nurse anesthetist, licensed under chapter 18.79 RCW;

10 (iv) An osteopathic physician and surgeon licensed under chapter  
11 18.57 RCW, other than a holder of a postgraduate osteopathic medicine  
12 and surgery license issued under RCW 18.57.035;

13 (v) A physical therapist or physical therapist assistant licensed  
14 under chapter 18.74 RCW;

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

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

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

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

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

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

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

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

25 (xiv) A dental therapist licensed under chapter 18.--- RCW (the  
26 new chapter created in section 35 of this act); and

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

30 (b)(i) A professional listed in (a)(i) through (vii) of this  
31 subsection or a person holding a retired active license for one of  
32 the professions listed in (a)(i) through (vii) of this subsection  
33 must complete the one-time training by the end of the first full  
34 continuing education reporting period after January 1, 2016, or  
35 during the first full continuing education reporting period after  
36 initial licensure, whichever is later. Training completed between  
37 June 12, 2014, and January 1, 2016, that meets the requirements of  
38 this section, other than the timing requirements of this subsection  
39 (5)(b), must be accepted by the disciplining authority as meeting the  
40 one-time training requirement of this subsection (5).

1 (ii) A licensed pharmacist or a person holding a retired active  
2 pharmacist license must complete the one-time training by the end of  
3 the first full continuing education reporting period after January 1,  
4 2017, or during the first full continuing education reporting period  
5 after initial licensure, whichever is later.

6 (iii) A licensed dentist, a licensed dental hygienist, or a  
7 person holding a retired active license as a dentist shall complete  
8 the one-time training by the end of the full continuing education  
9 reporting period after August 1, 2020, or during the first full  
10 continuing education reporting period after initial licensure,  
11 whichever is later. Training completed between July 23, 2017, and  
12 August 1, 2020, that meets the requirements of this section, other  
13 than the timing requirements of this subsection (5)(b)(iii), must be  
14 accepted by the disciplining authority as meeting the one-time  
15 training requirement of this subsection (5).

16 (iv) A licensed optometrist or a licensed acupuncture and Eastern  
17 medicine practitioner, or a person holding a retired active license  
18 as an optometrist or an acupuncture and Eastern medicine  
19 practitioner, shall complete the one-time training by the end of the  
20 full continuing education reporting period after August 1, 2021, or  
21 during the first full continuing education reporting period after  
22 initial licensure, whichever is later. Training completed between  
23 August 1, 2020, and August 1, 2021, that meets the requirements of  
24 this section, other than the timing requirements of this subsection  
25 (5)(b)(iv), must be accepted by the disciplining authority as meeting  
26 the one-time training requirement of this subsection (5).

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

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

37 (6)(a) The secretary and the disciplining authorities shall work  
38 collaboratively to develop a model list of training programs in  
39 suicide assessment, treatment, and management. Beginning July 1,  
40 2021, for purposes of subsection (2)(a)(ii) of this section, the

1 model list must include advanced training and training in treatment  
2 modalities shown to be effective in working with people who are  
3 suicidal.

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

6 (c) By June 30, 2016, the department shall adopt rules  
7 establishing minimum standards for the training programs included on  
8 the model list. The minimum standards must require that six-hour  
9 trainings include content specific to veterans and the assessment of  
10 issues related to imminent harm via lethal means or self-injurious  
11 behaviors and that three-hour trainings for pharmacists or dentists  
12 include content related to the assessment of issues related to  
13 imminent harm via lethal means. When adopting the rules required  
14 under this subsection (6)(c), the department shall:

15 (i) Consult with the affected disciplining authorities, public  
16 and private institutions of higher education, educators, experts in  
17 suicide assessment, treatment, and management, the Washington  
18 department of veterans affairs, and affected professional  
19 associations; and

20 (ii) Consider standards related to the best practices registry of  
21 the American foundation for suicide prevention and the suicide  
22 prevention resource center.

23 (d) Beginning January 1, 2017:

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

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

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

36 (e) By January 1, 2021, the department shall adopt minimum  
37 standards for advanced training and training in treatment modalities  
38 shown to be effective in working with people who are suicidal.  
39 Beginning July 1, 2021, all such training on the model list must meet  
40 the minimum standards. When adopting the minimum standards, the

1 department must consult with the affected disciplining authorities,  
2 public and private institutions of higher education, educators,  
3 experts in suicide assessment, treatment, and management, the  
4 Washington department of veterans affairs, and affected professional  
5 associations.

6 (7) The department shall provide the health profession training  
7 standards created in this section to the professional educator  
8 standards board as a model in meeting the requirements of RCW  
9 28A.410.226 and provide technical assistance, as requested, in the  
10 review and evaluation of educator training programs. The educator  
11 training programs approved by the professional educator standards  
12 board may be included in the department's model list.

13 (8) Nothing in this section may be interpreted to expand or limit  
14 the scope of practice of any profession regulated under chapter  
15 18.130 RCW.

16 (9) The secretary and the disciplining authorities affected by  
17 this section shall adopt any rules necessary to implement this  
18 section.

19 (10) For purposes of this section:

20 (a) "Disciplining authority" has the same meaning as in RCW  
21 18.130.020.

22 (b) "Training in suicide assessment, treatment, and management"  
23 means empirically supported training approved by the appropriate  
24 disciplining authority that contains the following elements: Suicide  
25 assessment, including screening and referral, suicide treatment, and  
26 suicide management. However, the disciplining authority may approve  
27 training that includes only screening and referral elements if  
28 appropriate for the profession in question based on the profession's  
29 scope of practice. The board of occupational therapy may also approve  
30 training that includes only screening and referral elements if  
31 appropriate for occupational therapy practitioners based on practice  
32 setting.

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

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

9 **Sec. 33.** RCW 43.70.650 and 2001 c 93 s 2 are each amended to  
10 read as follows:

11 The secretary is authorized to create a school sealant  
12 endorsement program for dental hygienists and dental assistants. The  
13 secretary of health, in consultation with the dental quality  
14 assurance commission and the board of dental therapy and dental  
15 hygiene (~~(examining committee)~~), shall adopt rules to implement this  
16 section.

17 (1) A dental hygienist licensed in this state after April 19,  
18 2001, is eligible to apply for endorsement by the department of  
19 health as a school sealant dental hygienist upon completion of the  
20 Washington state school sealant endorsement program. While otherwise  
21 authorized to act, currently licensed hygienists may still elect to  
22 apply for the endorsement.

23 (2) A dental assistant employed after April 19, 2001, by a  
24 dentist licensed in this state, who has worked under dental  
25 supervision for at least two hundred hours, is eligible to apply for  
26 endorsement by the department of health as a school sealant dental  
27 assistant upon completion of the Washington state school sealant  
28 endorsement program. While otherwise authorized to act, currently  
29 employed dental assistants may still elect to apply for the  
30 endorsement.

31 (3) The department may impose a fee for implementation of this  
32 section.

33 (4) The secretary shall provide a report to the legislature by  
34 December 1, 2005, evaluating the outcome of chapter 93, Laws of 2001.

35 NEW SECTION. **Sec. 34.** RCW 18.29.110 (Dental hygiene examining  
36 committee—Generally) and 2019 c 111 s 2, 1991 c 3 s 51, & 1989 c 202  
37 s 3 are each repealed.

1        NEW SECTION.    **Sec. 35.**    Sections 1 through 12 of this act  
2 constitute a new chapter in Title 18 RCW.

3        NEW SECTION.    **Sec. 36.**    The department of health shall adopt any  
4 rules necessary to implement this act.

5        NEW SECTION.    **Sec. 37.**    Sections 1 through 21 and 23 through 34  
6 of this act take effect July 1, 2022.

7        NEW SECTION.    **Sec. 38.**    Section 21 of this act expires July 1,  
8 2023.

9        NEW SECTION.    **Sec. 39.**    Section 22 of this act takes effect July  
10 1, 2023.

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