

HOUSE BILL NO. HB0149

Volunteer health care professionals certification.

Sponsored by: Representative(s) Law, Jorgensen, McMurtrey, Meuli and Tipton and Senator(s) Barrasso, Larson and Mockler

A BILL

for

1 AN ACT relating to volunteer health care professionals;
2 providing a volunteer license for retired dentists and
3 dental hygienists, nurses, pharmacists, physicians,
4 osteopaths and physician assistants as specified; and
5 providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 33-15-131, 33-21-157, 33-24-302 and
10 33-26-601 are created to read:

11

12 **33-15-131. Dentist and dental hygienist volunteer**
13 **license.**

14

15 (a) As used in this section:

16

1 (i) "Indigent and uninsured person" means a
2 person who meets all of the following requirements:

3

4 (A) The person's income is not greater than
5 two hundred fifty percent (250%) of the current poverty
6 level as defined by federal law, as amended;

7

8 (B) The person currently is not receiving
9 medical, disability or other assistance under any federal
10 or state government health care program; and

11

12 (C) Either of the following applies:

13

14 (I) The person is not a policyholder,
15 certificate holder, insured, contract holder, subscriber,
16 enrollee, member, beneficiary or other covered individual
17 under a health insurance or health care policy, contract or
18 plan; or

19

20 (II) The person is a policyholder,
21 certificate holder, insured, contract holder, subscriber,
22 enrollee, member, beneficiary or other covered individual
23 under a health insurance or health care policy, contract or
24 plan, but the insurer, policy, contract or plan denies

1 coverage or is the subject of insolvency or bankruptcy
2 proceedings in any jurisdiction.

3

4 (ii) "Nonprofit health care facility" means a
5 charitable nonprofit corporation or association organized
6 and operated under title 17, chapter 19 or 22 of the
7 Wyoming statutes, or any charitable organization not
8 organized and not operated for profit, that provides health
9 care services to indigent and uninsured persons, except
10 that "health care facility" does not include a hospital,
11 including a swing bed hospital, facility or center defined
12 under W.S. 35-2-901 or any other medical facility that is
13 operated for profit.

14

15 (b) For purposes of this section, a person shall be
16 considered retired from practice if the person's license or
17 certificate has expired.

18

19 (c) The state board of dental examiners may issue,
20 without examination, a volunteer's certificate to a person
21 who is retired from practice so that the person may provide
22 dental services to indigent and uninsured persons at
23 nonprofit health care facilities. The board shall deny
24 issuance of a volunteer's certificate to a person who is

1 not qualified under this section to hold a volunteer's
2 certificate.

3

4 (d) An application for a volunteer's certificate
5 shall include all of the following:

6

7 (i) A copy of the applicant's dentistry or
8 dental hygienist degree;

9

10 (ii) One (1) of the following, as applicable:

11

12 (A) A copy of the applicant's most recent
13 license or certificate authorizing the practice of
14 dentistry or dental hygiene issued by a jurisdiction in the
15 United States that licenses persons to practice dentistry
16 or dental hygiene; or

17

18 (B) A copy of the applicant's most recent
19 license equivalent to a license to practice dentistry or
20 dental hygiene in one (1) or more branches of the United
21 States armed services that the United States government
22 issued.

23

1 (iii) Evidence of one (1) of the following, as
2 applicable:

3

4 (A) That the applicant has maintained for
5 at least ten (10) years immediately prior to retirement
6 full licensure in good standing in any jurisdiction in the
7 United States that licenses persons to practice as a
8 dentist or dental hygienist; or

9

10 (B) That the applicant has practiced for at
11 least ten (10) years immediately prior to retirement in
12 good standing as a dentist or dental hygienist in one (1)
13 or more of the branches of the United States armed
14 services; and

15

16 (iv) A notarized statement from the applicant,
17 on a form prescribed by the board, that the applicant:

18

19 (A) Will not accept any form of
20 remuneration for any dental or dental hygiene services
21 rendered while in possession of a volunteer's certificate;

22

23 (B) Will devote his practice exclusively
24 and totally to providing dental or dental hygiene services

1 to indigent and uninsured persons at a nonprofit health
2 care facility in this state; and

3

4 (C) Will provide any other documentation
5 that the board reasonably may require.

6

7 (e) The holder of a volunteer's certificate may
8 provide dental or dental hygiene services only on the
9 premises of a nonprofit health care facility in this state
10 and only to indigent and uninsured persons. The holder
11 shall not accept any form of remuneration for providing
12 dental or dental hygiene services while in possession of
13 the certificate. The board may revoke a volunteer's
14 certificate on receiving proof satisfactory to the board
15 that the holder has engaged in practice in this state
16 outside the scope of the certificate.

17

18 (f) A volunteer's certificate shall be valid for a
19 period of one (1) year, unless earlier revoked under
20 subsection (e) of this section or pursuant to title 33,
21 chapter 15 of the Wyoming statutes. A volunteer's
22 certificate may be renewed upon the application of the
23 holder. The board shall maintain a register of all persons
24 who hold volunteer's certificates. The board shall not

1 charge a fee for issuing or renewing a certificate pursuant
2 to this section.

3

4 (g) To be eligible for renewal of a volunteer's
5 certificate, the holder of the certificate shall certify to
6 the board completion of any continuing education required
7 under this act as if the holder of the certificate were in
8 active practice. The board shall not renew a certificate if
9 the holder has not complied with the continuing education
10 requirements. The nonprofit health care facility in which
11 the holder provides dental or dental hygiene services may
12 pay for or reimburse the holder for any costs incurred in
13 obtaining the required continuing education.

14

15 (h) The board shall issue to each person who
16 qualifies under this section a volunteer's certificate that
17 states the certificate holder is authorized to provide
18 dental or dental hygiene services pursuant to the laws of
19 this state.

20

21 (j) Except as provided in this section, any person
22 holding a volunteer's certificate issued by the board under
23 this section shall be subject to the requirements of this
24 act and the jurisdiction of the board as if he were

1 licensed to practice dentistry or dental hygiene under this
2 act.

3

4 (k) The board shall adopt rules to administer and
5 enforce this section.

6

7 **33-21-157. Nurses volunteer license.**

8

9 (a) As used in this section, "indigent and uninsured
10 person" and "nonprofit health care facility" have the same
11 meanings as in W.S. 33-15-131(a).

12

13 (b) For purposes of this section, a person shall be
14 considered retired from practice if the person's license or
15 certificate has expired.

16

17 (c) The state board of nursing may issue, without
18 examination, a volunteer's certificate to a person who is
19 retired from practice so that the person may provide
20 nursing services to indigent and uninsured persons at
21 nonprofit health care facilities. The board shall deny
22 issuance of a volunteer's certificate to a person who is
23 not qualified under this section to hold a volunteer's
24 certificate.

1

2 (d) An application for a volunteer's certificate
3 shall include all of the following:

4

5 (i) A copy of the applicant's nursing degree;

6

7 (ii) One (1) of the following, as applicable:

8

9 (A) A copy of the applicant's most recent
10 license or certificate authorizing the practice of nursing
11 issued by a jurisdiction in the United States that licenses
12 persons to practice nursing; or

13

14 (B) A copy of the applicant's most recent
15 license equivalent to a license to practice nursing in one
16 (1) or more branches of the United States armed services
17 that the United States government issued.

18

19 (iii) Evidence of one (1) of the following, as
20 applicable:

21

22 (A) That the applicant has maintained for
23 at least ten (10) years immediately prior to retirement

1 full licensure in good standing in any jurisdiction in the
2 United States that licenses persons to practice nursing; or

3

4 (B) That the applicant has practiced for at
5 least ten (10) years immediately prior to retirement in
6 good standing as a nurse in one (1) or more of the branches
7 of the United States armed services; and

8

9 (iv) A notarized statement from the applicant,
10 on a form prescribed by the board, that the applicant:

11

12 (A) Will not accept any form of
13 remuneration for any nursing services rendered while in
14 possession of a volunteer's certificate;

15

16 (B) Will devote his practice exclusively
17 and totally to providing medical services to indigent and
18 uninsured persons at a nonprofit health care facility in
19 this state; and

20

21 (C) Will provide any other documentation
22 that the board reasonably may require.

23

1 (e) The holder of a volunteer's certificate may
2 provide nursing services only on the premises of a
3 nonprofit health care facility in this state and only to
4 indigent and uninsured persons. The holder shall not accept
5 any form of remuneration for providing nursing services
6 while in possession of the certificate. The board may
7 revoke a volunteer's certificate on receiving proof
8 satisfactory to the board that the holder has engaged in
9 practice in this state outside the scope of the
10 certificate.

11

12 (f) A volunteer's certificate shall be valid for a
13 period of one (1) year, unless earlier revoked under
14 subsection (e) of this section or pursuant to title 33,
15 chapter 21 of the Wyoming statutes. A volunteer's
16 certificate may be renewed upon the application of the
17 holder. The board shall maintain a register of all persons
18 who hold volunteer's certificates. The board shall not
19 charge a fee for issuing or renewing a certificate pursuant
20 to this section.

21

22 (g) To be eligible for renewal of a volunteer's
23 certificate, the holder of the certificate shall certify to
24 the board completion of any continuing education required

1 under this act as if the holder of the certificate were in
2 active practice. The board shall not renew a certificate if
3 the holder has not complied with the continuing education
4 requirements. The nonprofit health care facility in which
5 the holder provides nursing services may pay for or
6 reimburse the holder for any costs incurred in obtaining
7 the required continuing education.

8

9 (h) The board shall issue to each person who
10 qualifies under this section a volunteer's certificate that
11 states the certificate holder is authorized to provide
12 nursing services pursuant to the laws of this state.

13

14 (j) Except as provided in this section, any person
15 holding a volunteer's certificate issued by the board under
16 this section shall be subject to the requirements of this
17 act and the jurisdiction of the board as if he were
18 licensed to practice nursing under this act.

19

20 (k) The board shall adopt rules to administer and
21 enforce this section.

22

23 **33-24-302. Pharmacist volunteer license.**

24

1 (a) As used in this section, "indigent and uninsured
2 person" and "nonprofit health care facility" have the same
3 meanings as in W.S. 33-15-131(a)

4
5 (b) For purposes of this section, a person shall be
6 considered retired from practice if the person's license or
7 certificate has expired.

8
9 (c) The state board of pharmacy may issue, without
10 examination, a volunteer's certificate to a person who is
11 retired from practice so that the person may provide
12 pharmacological services to indigent and uninsured persons
13 at nonprofit health care facilities. The board shall deny
14 issuance of a volunteer's certificate to a person who is
15 not qualified under this section to hold a volunteer's
16 certificate.

17
18 (d) An application for a volunteer's certificate
19 shall include all of the following:

20
21 (i) A copy of the applicant's pharmacy degree;

22

23 (ii) One (1) of the following, as applicable:

24

1 (A) A copy of the applicant's most recent
2 license or certificate authorizing the practice of pharmacy
3 issued by a jurisdiction in the United States that licenses
4 persons to practice pharmacy; or

5

6 (B) A copy of the applicant's most recent
7 license equivalent to a license to practice pharmacy in one
8 (1) or more branches of the United States armed services
9 that the United States government issued.

10

11 (iii) Evidence of one (1) of the following, as
12 applicable:

13

14 (A) That the applicant has maintained for
15 at least ten (10) years immediately prior to retirement
16 full licensure in good standing in any jurisdiction in the
17 United States that licenses persons to practice pharmacy;
18 or

19

20 (B) That the applicant has practiced for at
21 least ten (10) years immediately prior to retirement in
22 good standing as a pharmacist in one (1) or more of the
23 branches of the United States armed services; and

24

1 (iv) A notarized statement from the applicant,
2 on a form prescribed by the board, that the applicant:

3

4 (A) Will not accept any form of
5 remuneration for any pharmacological services rendered
6 while in possession of a volunteer's certificate;

7

8 (B) Will devote his practice exclusively
9 and totally to providing pharmacological services to
10 indigent and uninsured persons at a nonprofit health care
11 facility in this state; and

12

13 (C) Will provide any other documentation
14 that the board reasonably may require.

15

16 (e) The holder of a volunteer's certificate may
17 provide pharmacological services only on the premises of a
18 nonprofit health care facility in this state and only to
19 indigent and uninsured persons. The holder shall not accept
20 any form of remuneration for providing pharmacological
21 services while in possession of the certificate. The board
22 may revoke a volunteer's certificate on receiving proof
23 satisfactory to the board that the holder has engaged in

1 practice in this state outside the scope of the
2 certificate.

3

4 (f) A volunteer's certificate shall be valid for a
5 period of one (1) year, unless earlier revoked under
6 subsection (e) of this section or pursuant to title 33,
7 chapter 24 of the Wyoming statutes. A volunteer's
8 certificate may be renewed upon the application of the
9 holder. The board shall maintain a register of all persons
10 who hold volunteer's certificates. The board shall not
11 charge a fee for issuing or renewing a certificate pursuant
12 to this section.

13

14 (g) To be eligible for renewal of a volunteer's
15 certificate, the holder of the certificate shall certify to
16 the board completion of any continuing education required
17 under this act as if the holder of the certificate were in
18 active practice. The board shall not renew a certificate if
19 the holder has not complied with the continuing education
20 requirements. The nonprofit health care facility in which
21 the holder provides pharmacological services may pay for or
22 reimburse the holder for any costs incurred in obtaining
23 the required continuing education.

24

1 (h) The board shall issue to each person who
2 qualifies under this section a volunteer's certificate that
3 states the certificate holder is authorized to provide
4 pharmacological services pursuant to the laws of this
5 state.

6
7 (j) Except as provided in this section, any person
8 holding a volunteer's certificate issued by the board under
9 this section shall be subject to the requirements of this
10 act and the jurisdiction of the board as if he were
11 licensed to practice pharmacy under this act.

12
13 (k) The board shall adopt rules to administer and
14 enforce this section.

15

16

ARTICLE 6

17

VOLUNTEER PHYSICIANS AND PHYSICIAN ASSISTANTS

18

19 **33-26-601. Physician and physician assistant special**
20 **volunteer license.**

21

22 (a) As used in this section, "indigent and uninsured
23 person" and "nonprofit health care facility" have the same
24 meanings as in W.S. 33-15-131(a).

1

2 (b) For purposes of this section, a person shall be
3 considered retired from practice if the person's license or
4 certificate has expired.

5

6 (c) The state board of medicine may issue, without
7 examination, a volunteer's certificate to a person who is
8 retired from practice so that the person may provide
9 medical services to indigent and uninsured persons at
10 nonprofit health care facilities. The board shall deny
11 issuance of a volunteer's certificate to a person who is
12 not qualified under this section to hold a volunteer's
13 certificate.

14

15 (d) An application for a volunteer's certificate
16 shall include all of the following:

17

18 (i) A copy of the applicant's medical or
19 physician assistant degree;

20

21 (ii) One (1) of the following, as applicable:

22

23 (A) A copy of the applicant's most recent
24 license or certificate authorizing the practice of medicine

1 issued by a jurisdiction in the United States that licenses
2 persons to practice medicine; or

3

4 (B) A copy of the applicant's most recent
5 license equivalent to a license to practice medicine in one
6 (1) or more branches of the United States armed services
7 that the United States government issued.

8

9 (iii) Evidence of one (1) of the following, as
10 applicable:

11

12 (A) That the applicant has maintained for
13 at least ten (10) years immediately prior to retirement
14 full licensure in good standing in any jurisdiction in the
15 United States that licenses persons to practice medicine or
16 osteopathy or to practice as a physician assistant; or

17

18 (B) That the applicant has practiced for at
19 least ten (10) years immediately prior to retirement in
20 good standing as a doctor of medicine or osteopathy or as a
21 physician assistant in one (1) or more of the branches of
22 the United States armed services; and

23

1 (iv) A notarized statement from the applicant,
2 on a form prescribed by the board, that the applicant:

3

4 (A) Will not accept any form of
5 remuneration for any medical services rendered while in
6 possession of a volunteer's certificate;

7

8 (B) Will devote his practice exclusively
9 and totally to providing medical services to indigent and
10 uninsured persons at a nonprofit health care facility in
11 this state; and

12

13 (C) Will provide any other documentation
14 that the board reasonably may require.

15

16 (e) The holder of a volunteer's certificate may
17 provide medical services only on the premises of a
18 nonprofit health care facility in this state and only to
19 indigent and uninsured persons. The holder shall not accept
20 any form of remuneration for providing medical services
21 while in possession of the certificate. The board may
22 revoke a volunteer's certificate on receiving proof
23 satisfactory to the board that the holder has engaged in

1 practice in this state outside the scope of the
2 certificate.

3

4 (f) A volunteer's certificate shall be valid for a
5 period of one (1) year, unless earlier revoked under
6 subsection (e) of this section or pursuant to title 33,
7 chapter 26 of the Wyoming statutes. A volunteer's
8 certificate may be renewed upon the application of the
9 holder. The board shall maintain a register of all persons
10 who hold volunteer's certificates. The board shall not
11 charge a fee for issuing or renewing a certificate pursuant
12 to this section.

13

14 (g) To be eligible for renewal of a volunteer's
15 certificate, the holder of the certificate shall certify to
16 the board completion of any continuing education required
17 under this chapter as if the holder of the certificate were
18 in active practice. The board shall not renew a certificate
19 if the holder has not complied with the continuing
20 education requirements. The nonprofit health care facility
21 in which the holder provides medical services may pay for
22 or reimburse the holder for any costs incurred in obtaining
23 the required continuing education.

24

1 (h) The board shall issue to each person who
2 qualifies under this section a volunteer's certificate that
3 states the certificate holder is authorized to provide
4 medical services within the scope of his qualifications
5 under this chapter.

6
7 (j) Except as provided in this section, any person
8 holding a volunteer's certificate issued by the board under
9 this section shall be subject to the requirements of this
10 chapter and the jurisdiction of the board as if he were
11 licensed to practice medicine within the scope of his
12 qualifications under this chapter.

13
14 (k) The board shall adopt rules to administer and
15 enforce this section.

16
17 **Section 2.** W.S. 33-15-128(a)(xvii), 33-21-120(a)(xii)
18 and 33-24-101(b) are amended to read:

19
20 **33-15-128. Definitions.**

21
22 (a) As used in this act:

23

1 (xvii) "This act" means W.S. 33-15-101 through
2 ~~33-15-130~~ 33-15-131 and may be cited as the "Wyoming Dental
3 Practice Act".

4

5 **33-21-120. Definitions.**

6

7 (a) As used in this act:

8

9 (xii) "This act" means W.S. 33-21-119 through
10 ~~33-21-156~~ 33-21-157.

11

12 **33-24-101. Short title; definition.**

13

14 (b) "This act" means W.S. 33-24-101 through ~~33-24-301~~
15 33-24-302.

16

17 **Section 3.** This act is effective July 1, 2003.

18

19

(END)