



## 1995 ASSEMBLY BILL 407

May 30, 1995 - Introduced by Representatives OTT, WARD, AINSWORTH, ZUKOWSKI, OLSEN, TURNER, GARD, GOETSCH, BRANDEMUEHL, SERATTI and VRAKAS, by request of Wisconsin Veterinary Examining Board and Department of Regulation and Licensing. Referred to Committee on Agriculture.

1 **AN ACT to create** 453.07 (1m) of the statutes; **relating to:** physical, mental and  
2 professional competency examinations of credential holders subject to a  
3 disciplinary investigation or proceeding by the veterinary examining board.

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### *Analysis by the Legislative Reference Bureau*

Under current law, the veterinary examining board (board) may investigate and prosecute unprofessional conduct by a person who has been issued a credential by the board. This bill permits the board to require a credential holder who is being investigated or prosecuted for unprofessional conduct to submit to one or more physical, mental or professional competency examinations if the board believes that the results of any such examination may be useful to the board in conducting its investigation or prosecution.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

4 **SECTION 1.** 453.07 (1m) of the statutes is created to read:  
5 453.07 (**1m**) (a) When investigating allegations of unprofessional conduct by  
6 a person holding a license, permit or certificate issued by the examining board, the  
7 examining board may require the person to undergo one or more physical, mental or  
8 professional competency examinations if the examining board believes that the

1 results of any such examination may be useful to the board in conducting its  
2 investigation. The examining board may consider the results of any such  
3 examination in conducting its investigation.

4 (b) If the examining board begins disciplinary proceedings against a person  
5 holding a license, permit or certificate issued by the examining board, the examining  
6 board may consider at any time during the proceeding the results of any physical,  
7 mental or professional competency examination of the person that was required  
8 under par. (a). If the person was not required to undergo a physical, mental or  
9 professional competency examination under par. (a), the examining board may  
10 require the person to undergo one or more such examinations while the disciplinary  
11 proceeding is pending and may use the results of any such examination during the  
12 disciplinary proceeding if the examining board believes that the results of the  
13 examination may be useful to the examining board in conducting the disciplinary  
14 proceeding.

15 **SECTION 2. Initial applicability.**

16 (1) This act first applies to disciplinary investigations of and disciplinary  
17 proceedings against a person granted a credential under chapter 453 of the statutes  
18 that begin on the effective date of this subsection.

19 (END)