



State of Wisconsin
2021 - 2022 LEGISLATURE

LRB-2919/1
MED:amn

2021 SENATE BILL 329

April 28, 2021 - Introduced by Senator TESTIN, cosponsored by Representatives KUGLITSCH, WITTKE, CABRAL-GUEVARA, CALLAHAN, DALLMAN, JAMES, MOSES, ROZAR, SORTWELL, THIESFELDT and KNODL. Referred to Committee on Health.

1 **AN ACT** *to repeal* 448.95 (5m); and *to amend* 448.955 (3) (c), 448.956 (1) (a) and
2 448.956 (4) of the statutes; **relating to:** the practice of athletic training.

Analysis by the Legislative Reference Bureau

Current law requires an athletic trainer to have a consulting physician to consult with the athletic trainer while the athletic trainer is engaging in athletic training and 1) whose approval of an athletic trainer's evaluation and treatment protocol is required in order for the athletic trainer to engage in athletic training and 2) who may require the athletic trainer to refer a patient to another provider if the consulting physician determines that the patient has a medical condition that is beyond the scope of practice of the athletic trainer. The bill repeals these provisions requiring an athletic trainer to have a consulting physician.

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

3 **SECTION 1.** 448.95 (5m) of the statutes is repealed.

4 **SECTION 2.** 448.955 (3) (c) of the statutes is amended to read:

5 448.955 (3) (c) A statement, signed by the licensee ~~and the licensee's consulting~~
6 physician, indicating that a current copy of the protocol required under s. 448.956

SENATE BILL 329**SECTION 2**

1 (1) is on file at the place of employment of the athletic trainer ~~and of the consulting~~
2 ~~physician.~~

3 **SECTION 3.** 448.956 (1) (a) of the statutes is amended to read:

4 448.956 (1) (a) A licensee may engage in athletic training only in accordance
5 with an evaluation and treatment protocol that is established by the athletic trainer
6 ~~and approved by the consulting physician~~ in accordance with the rules promulgated
7 under s. 448.9525 (2) and recorded on a protocol form prescribed by the affiliated
8 credentialing board under s. 448.9525 (1) (c).

9 **SECTION 4.** 448.956 (4) of the statutes is amended to read:

10 448.956 (4) If a licensee ~~or the consulting physician of the licensee~~ determines
11 that a patient's medical condition is beyond the scope of practice of the licensee, the
12 licensee shall, in accordance with the protocol established under sub. (1) (a), refer the
13 patient to a health care practitioner who is licensed under ch. 446 or 447 or subch.
14 II, III or IV of ch. 448; or who holds a compact privilege under subch. IX of ch. 448
15 and who can provide appropriate treatment to the patient.

16 (END)